

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, March 12th, 2024**  
**9:00 AM Village Town Hall**

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

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

**Agenda Additions:**

1. **Ord 1437-24 Amending chapter 802 licensing fees.**
2. **Market would like to add: authorize Chief and Village Administrator to apply for a port security grant**
3. **Market would like to add: authorize the Village Administrator to draft and release an RFQ (request for qualifications) for Village housing.**

Motion to approve additional items to the agenda:

1. Cox
2. Biery

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

**ORDINANCES:**

**THIRD:** **1426-24 1429-24** AN ORDINANCE AMENDING CHAPTER 452 PARKING GENERALLY, 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 PART FOUR, TITLE EIGHT OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY, AND DECLARING AN EMERGENCY

Mayor Berry stated discrepancies while reading through the Ordinance.

Page 2 (c) will need to be changed to 6am – 12 midnight, \$4/quarter hours will be changed to \$5/hour for metered Parking. (b) removing "parking on the south side of the street", and € restricted parking will reflect 4-seater golf carts, not 8-seater golf carts

Cox moved to approve the third reading on ordinance 1429-24 as amended. Second by Market.

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

Biery moved to approve the third reading of ordinance 1430-24 as amended for Village only. Second by Cox.

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

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

Cerny moved to approve the third reading on ordinance 1428-23. Second by Biery.

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

**INTRO/EMERG:**

**1434-24** AN ORDINANCE EXTENDING A MORATORIUM ON THE ACCEPTANCE OF APPLICATIONS AND/OR GRANTING OF BUSINESS LICENSES, BUILDING PERMITS, ZONING AND SITE PLAN APPROVALS, CERTIFICATES OF BUSINESS OCCUPANCY AND CERTIFICATES OF OCCUPANCY THAT WOULD INCREASE THE NUMBER OF BEDS AND/OR ROOMS AVAILABLE TO BE RENTED FOR A PERIOD OF 90-DAYS OR LESS AND DECLARING AN EMERGENCY.

Market introduced the ordinance.

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

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

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

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

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

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

**INTRO/EMERG:**

**1435-24** AN ORDINANCE EXTENDING THE MORATORIUM ON APPLICATIONS FOR, AND THE GRANTING OF, BUSINESS AND/OR ZONING PERMITS, LICENSES AND/OR CERTIFICATES FOR ANY BUSINESS, BUILDING, STRUCTURE, USE OR CHANGE OF USE THAT WOULD ENABLE THE CULTIVATION, PROCESSING, DISTRIBUTION OR SALE OF ADULT USE CANNABIS FOR A PERIOD NOT TO EXCEED SIX MONTHS IN ORDER TO ALLOW THE VILLAGE TO REVIEW APPLICABLE STATE AND LOCAL LAWS AND TO PLAN FOR REGULATIONS RELATING TO SUCH ACTIVITIES; AND DECLARING AN EMERGENCY.

**\*need to approve with the amended title to state “through December 31<sup>st</sup>, 2024”.**

Market introduced the ordinance.

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

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

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

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

Cerny moved for the ordinance to go into effect immediately. Second by Biery.

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

**INTRO/EMERG:**

**1436-24 AN ORDINANCE OF THE VILLAGE OF PUT-IN-BAY ESTABLISHING AND SETTING DOCKAGE FEES AND DECLARING AN EMERGENCY.**

Biery introduced the ordinance.

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

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

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

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

Biery moved for the ordinance to go into effect immediately. Second by Cerny.

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

**ACTION OF COUNCIL NEEDED:**

Cerny moved to approve the Sundance Software for PD Vehicle Computers \$6800.00 onetime payment including \$3200.00 startup fee and \$3600.00 annual yearly fee. Second by Biery.

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

Cox moved to approve the Part Time hire of Utility Assistant position to Mike Paselsky at a rate of \$17.50/hr effective March 24<sup>th</sup>, 2024; not to exceed 30 hours per week. Second by Biery.

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

Biery moved to approve a truck to be purchased for the utility department in the amount of \$52,285.00 to be expended out of the Fund 2011 Street Construction and Maintenance. Second by Cox.

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

**PUBLIC PARTICIPATION:**

**ODNR Project:**

Kelly Fry and Zack Boudler from the Ottawa County Sanitary Engineering Office: Gave update on the ODNR project/pump station at the State Park on South Bass Island. Need to work out details on the master plan designed by ODNR and the plan designed by Ottawa County. Discrepancies in both plans were deemed financially overwhelming. Discussed potential for new funding for the Village; \$800k is all that would be needed at the Village's end. Fry continued to discuss funding options, and future plans.

Doug Nusser: Engineer: Agreed with Mr. Fry. The outstanding issues between the plans can be resolved in short order. The project may still be able to move forward, but the biggest issue is the securement of easements.

Jack Zimmerman; Airline Drive: Currently working on easement discussions with the property owners.

A lengthy discussion took place on the future of the project. There will need to be a letter of intent sent to ODNR depending on available funding. Discussion of letter of intent being drafted regardless of the status of the project with ODNR and EPA. Legal would be able to draft.

**Action of Council regarding ODNR Sewer line Project:**

Cox moved to have legal put together a letter of intent, and for the Village to pursue application for funding to the EPA through H20. Second by Biery.

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

Brian Cultice; 1565 Jeris Lane: Is doing I.T. work for the Village. Discussed cyber security needs and upgrades within the offices regarding internet equipment and firewalls.

### **COMMITTEE REPORTS:**

Cox and Mayor Berry: Property and Town Hall Committee met and discussed the future housing for the Village. Will need to draft an RFQ (request for qualifications) for housing development plans.

Market mentioned that there is a couple from Marblehead that is looking to start an electric bike rental on the island. Rules and ordinance Committee may need to look at the current ordinance the Village has regarding these vehicles.

### **DEPARTMENTS:**

#### **Chief of Police:**

Officer Fenstermaker gave a report to the council on the need to purchase 2 new radar guns and ancillary equipment. The guns are \$3120.00 for both. Asking council for approval to purchase.

Market moved to amend the agenda to include the purchase of 2 radar guns for the police department at the total cost of \$3120.00. Cox second.

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

Lieutenant Seitz gave the council a report on hiring packages from other police departments. Led to a discussion on hiring and housing for new officers took place.

Chief Kimble reported on the Ottawa County Sheriff's Dept. and their pay range for deputy Sheriffs being \$60-\$78.00/hour.

The camera company will be on the island next week to do a walkaround and determine the best spots to place cameras and test locations.

The Mayor discussed mutual aid and questioned the disconnect between the Village PD and Sheriff's department; it is not mutual aid on the sheriff's dept. end.

#### **Administrator:**

See Report.

Sidewalk repairs are taking place at the general store. Three other businesses were contacted regarding their sidewalk maintenance, the deadline to fix is June 1<sup>st</sup>, 2024.

The Village will be repairing the steps at the town hall at the same time Hooligans is repairing their walkway; the total will be \$7,680.00 for the Townhall sidewalk and step rehab.

Dock Manager/ Dockmaster interviews have been conducted. Discussion took place on the Bayview Ave Street signs and when to un-bag them for the season; accommodating fishermen and their truck and trailers. Air technologies is renegotiating the price per councils request for 1 year maintenance contract.

### **LEGAL COUNSEL:**

Council will need to approve a new law firm to represent the Village in the lawsuit with the Township.

Cox moved to amend the agenda to include:

The approval of \$7,680.00 for sidewalk and step rehab at the townhall, and Westen Hurd to represent the Village in litigation against the township for its breach of the police services contract and authorizing the Mayor to execute an engagement letter for such representation. Second by Market.

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

### **MAYOR REPORT:**

The Police Commission will need to be restarted with members to include the Chief of Police, a Township Trustee and the Village of PIB Mayor, and a citizen of both the Township and the Village of Put-in-Bay.

Since parking ticket fees have increased, the ordinance will have to be in reflection of the increased fees. Amending section 452.117 of the parking code of the Village of Put-in-Bay.

**ACTION ON ADDED ITEMS:**

1. Ordinance 1437-24 Amending chapter 802 licensing fees.

Market Introduced the ordinance.

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

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

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

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

Market moved for the ordinance to go into effect immediately. Second by Stephens.

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

2. Cerny moved to authorize the Village Administrator to draft and advertise a Request for Qualifications for housing architects and proceed with issuance. Second by Market.

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

3. Biery moved to authorize the Village Administrator and the Chief of Police to apply for a port security grant. Second by Market.

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

4. Market moved to approve the police department purchase of 2 radar guns and accompanying equipment in the amount of \$3,120.00. Second by Biery.

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

5. Market moved to approve the repair of the townhall sidewalk and steps in the amount of \$7,680.00 to be expended out of the Fund 2011 Steets and Maintenance fund. Second by Stephens.

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

6. Cox moved to approve Westen Hurd to represent the Village in litigation against the township for its breach of the police services contract and authorizing the Mayor to execute an engagement letter for such representation. Second by Biery.

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

Market 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, Cox; yes, Biery; yes, Cerny; yes.**

Council entered at 11:25 am.

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

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

Council exit at 11:45 am.

**Additional action needed by council:**

Cerny moved to approve a pay wage increase for Terry Linn from \$16.00/ hour to \$17.50 /hour. Second by Market.

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

Market moved to approve a pay wage increase for Matt Amsden from \$12.00/hour to \$13.00/hour. Second by Cox.

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

Cerny moved to adjourn. Second by Cox.

Roll: Voice vote; all yes.

Meeting adjourned at 11:46 am.

**PENDING ITEMS:**

Longevity pay

\_\_\_\_\_  
**Mayor :**

\_\_\_\_\_  
**Date:**

\_\_\_\_\_  
**Attest:**

\_\_\_\_\_  
**Date:**

*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*

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

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Mayor Berry called the meeting to order at 9:00 am  
Roll: Stephens; present, Market' resent, Koehler; absent, Cox; present, Biery; present, Cerny; present.

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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 12<sup>th</sup>, 2024 regular meeting.

Cox moved to table the ordinance until March 12<sup>th</sup>, 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 an 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 prophesied changed 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 12<sup>th</sup>, 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 11<sup>th</sup>, 2024 Regular Meeting Minutes, and January 16<sup>th</sup>, 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 26<sup>th</sup> – March 28<sup>th</sup> 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 12<sup>th</sup>, 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 12<sup>th</sup>, 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 8<sup>th</sup> 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 11<sup>th</sup>, 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 1<sup>st</sup>, 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*

No February-2024 Meeting

**REGULAR MEETING MINUTES**

**Village of Put-in-Bay Council**

**Tuesday, January 16<sup>th</sup>, 2024**

**9:00 AM Village Town Hall**

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

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

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**Agenda Additions:**

**Market would like to discuss a sale of property in executive session;**

**Cerny would like action to be taken on implementing the T2 Parking System.**

Motion to approve additional items to the agenda:

1. Market

2. Biery

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

Discussion took place on the T2 parking system. Details included costs, equipment, locations, training, and signage.

Mayor Berry stated that Auxiliary officers would play a tremendous role in facilitating the parking tickets during peak season. Conversation with Chief; who agreed. Discussion took place on \$15/hr potential pay rate, and starting off with 6 auxiliary officers.

Biery moved to authorize the mayor to execute 3 year contract with T2 Parking System for a contract price not to exceed \$9,000.00 annually, \$200.00 monthly costs and subject to review of the contract by the Village Solicitor. Second by Cerny.

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

**ORDINANCES:**

**SECOND:**

**1426-24** 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.

Market moved the second reading of Ordinance 1426-24. Second by Biery.

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

**SECOND:**                   **1427-24**           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 moved the second reading of Ordinance 1427-24. Second by Cerny.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

**INTRO/EMERG:**           **1428-24** AN ORDINANCE AMENDING THE COMPENSATORY POLICES

Market introduced Ordinance 1428-24. This will serve as the first reading.

**ACTION OF COUNCIL NEEDED:**

Biery moved to approve the Decals for the new police vehicle; SVI Graphics - \$588.26.  
Second by Cerny.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Market moved to table the Approval for Kleinfelder Ibis/East Point Gravity Sanitary Sewer Improvements Contract. Second by Stephens.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Stephens moved to table the Two-year maintenance contract for three compressors at the WTP; amount of \$13,608.00 to be expended out of water operating budget. Second by Biery.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**  
\*Discussion took place on the price of the services being provided, and the need for the Ozone plant.

Biery moved to approve the Roetzel Invoices: October – December 2023 \$43,453.29 Administrative Fees, and \$2,010.00 Planning Commission Fees. Second by Cerny.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

**COMMITTEE REPORTS:**

Stephens; Safety and Streets Committee:  
Discussion on expanding the townhall parking lot to include 8-10 more parking spaces.  
Will have to check property lines with the Historical Society.

Update on the abandonment of the alley way behind the Brewery, The Forge, and the Reel Bar; no new updates on the request for consideration from Mr. Fitzgerald.

**PLANNING COMMISSION:**

January 16<sup>th</sup>, 2024 meeting; report will be given after.

**DEPARTMENTS:**

**Village Administrator:**

Police department flooring in the dispatch room is finished. The rest of the department is slowly coming back together. Town Hall propane tank regulator froze on Jan 15<sup>th</sup>, 2024. It has been repaired. Bubblers are working on the docks; Paul Ladd contract has been signed for \$1/day until April 2024.

**Fiscal Officer:**

Comp time summary – after executive session

**MAYOR REPORT:**

Mayor Berry would like to update the 2014 zoning map. Will have to look at individual Parcels to see what they are zoned as.

Reviewed the Port Clinton Auto invoice with Chief. Department will look in to other Service garages when needing vehicle maintenance. Will consider a fleet maintenance Agreement.

Hiring for the SRO position has been difficult. Not many applicants.

Discussion took place on police department difficulties with hiring and housing.

Spoke with township trustees on the possibility of re-establishing the Police Commission To keep open communication with township and sheriffs department.

Sheriff department have been conducting winter/vacation home checks; would like the Village to do the same as well.

Cerny moved for council to enter executive session 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 Biery.

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

Council entered at 10:05 am.

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

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

Council exit at 10:40 am.

Other Action:

Market moved to approve filing litigation with the Township of Put-in-Bay to enforce police services contract. Second by Cerny.

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

Other Business:

Discussion on employee housing took place. The need is immediate for future hiring. Discussion took place on a potential levy for housing. No action was taken.

Biery moved to adjourn. Second by Cerny.

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

Meeting adjourned at 10:56 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*

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Attest:

\_\_\_\_\_  
Approved:



**REGULAR MEETING AGENDA**  
**Village of Put-in-Bay Council**  
**Thursday, January 11<sup>th</sup>, 2024**  
**9:00 AM Village Town Hall**

---

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

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

---

**Agenda Additions:**

Market would like to add two additional items to the agenda; an extension of the short term rental moratorium and an extension of the issuance of business licenses to rental vehicle companies moratorium.

Motion to approve additional items to the agenda:

1. Biery
2. Market

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

**ORDINANCES:**

**THIRD READING:**      **1416-23** AN ORDINANCE ADOPTING THE RECOMMENDATION OF THE PLANNING COMMISSION AND DENYING THE APPLICATION OF MELINDA MCCANN MYERS TO AMEND THE OFFICIAL ZONING MAP OF THE VILLAGE OF PUT-IN-BAY TO CHANGE THE ZONING CLASSIFICATION OF PARCEL NO. 0250565132253001, 404 BAYVIEW AVENUE, FROM RESIDENTIAL TO C-2 GENERAL COMMERCIAL DISTRICT.

Market moved the third and final reading. Second by Biery.

**Roll: Stephens; abstain.**

Legal was referenced on Stephens abstention from the roll call. Discussion took place on Stephens relationship with the party involved.

Stephens moved to rescind her abstention. Roll call continues;

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

**THIRD READING:**      **1425-23** AN ORDINANCE APPROVING A CONTRACT WITH THE OHIO WATER/WASTEWATER AGENCY RESPONSE NETWORK (OHIO WARN) AND DECLARING AN EMERGENCY.

Biery moved to approve the third and final reading. Second by Cerny.

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

**INTRO/EMERG:**      **1426-24** 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.

Cerny introduced the ordinance.

**INTRO/EMERG:**

**1427-24** 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 introduced the ordinance.

**ACTION OF COUNCIL NEEDED:**

Approve: December Meeting Minutes: Regular Meeting December 5<sup>th</sup>, 2023 and December 12<sup>th</sup>, 2023

Market moved to approve the minutes from the December 5<sup>th</sup>, and December 12<sup>th</sup> 2023 meetings. Second by Biery.  
**Roll: Stephens; abstain, Market; yes, Biery; yes, Cerny; yes.**

Approve: Bills to be paid in January

Cerny moved to approve the January bills to be paid. Second by Biery.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: December 2023 Financial Reports (including All Purchase Orders, Appropriations, Supplemental Appropriations, and Mayor's Court, Utility Credits).

Market moved to approve the December 2023 financial statements including the above listed. Second by Stephens.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: Approval for Kleinfelder Ibis/East Point Gravity Sanitary Improvements Contract

Legal stated that the contracts are not ready yet.  
Biery moved to table. Second by Market.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: Doug Nusser Independent Contractor Agreement

Discussion took place on what role Nusser will play with the Village. Stated that Nusser will not be any sort of engineer, just consulting services.  
Legal has reviewed the contract and is comfortable with the language within.  
Market moved to approve Doug Nusser as an independent contractor for the Village of Put-in-Bay. Second by Biery.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: \$25,000.00 Payment to Duggans (Perry Partners) per agreement

Market moved to approve the payment to Perry Partners. Second by Cerny.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: New Police Vehicle (Dodge Charger) \$34, 283.50

Stephens moved to approve the purchase of a new vehicle for the police department in the amount of \$34,283.50.  
Second by Market.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: D.R. Ebel invoice \$15,128.10; new PD vehicle outfitting

Stephens moved to approve the D.R. Ebel quote for outfitting the new police department vehicle in the amount of \$15,128.10. Second by Biery.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: Full Time employee rate of pay as of 1/1/2024 (Appendix A1)  
Biery moved to approve Appendix A. Second by Stephens.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: Awarded \$16k to PD for retention reward to go into Fund 2151 Coronavirus Relief, then to be expended to 4 full time officers that were employed during retention period.  
Market moved to approve the \$16k retention credit to the 4 officers eligible for the funds. Second by Biery.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: Brian Cultice for IT and consulting service (see letter submitted)  
Cerny moved to approve Brian Cultice to be the I.T. consultant for the Village of PIB based on the letter submitted. Second by Biery.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: Home Depot credit card charge of \$1008.07 for utilities department operating supplies  
Cerny moved to approve the \$1008.07 charge on the utility department credit card. Second by Biery.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: BadgeAndWallet credit card invoice for new officer badges in the amount of \$2,851.50  
Stephens moved to approve the credit card invoice for BadgeandWallet for the police department new badges. Second by Cerny.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: Utility Duct work in the amount of \$5,600.00 to be done by Wesley Schwartz to be expended out of water and sewer operating budget.  
Village Administrator gave explanation on the scope of work and repair.  
Cerny moved to approve Wes Schwartz to conduct the duct work at the utility department for \$5600.00. Second by Biery.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: Pay increase for Jake Justice; current: \$21.42 (discuss after executive session)  
1.  
2.  
**Roll: ST MK K CO BI CE**

Approve: Pay increase for Chris Ladd; current: \$24.89 (discuss after executive session)  
1.  
2.  
**Roll: ST MK K CO BI CE**

**\*Both items above will have action taken on them after executive session.**

Approve: Village Admin. to continue negotiations regarding ODNR sanitary line.  
Market moved to approve the village administrator to continue negotiations regarding the ODNR sanitary line including the Mayor in conference at each negotiation. Second by Stephens.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

Approve: Two-year maintenance contract for three compressors at the WTP; amount of \$13,608.00 to be expended out of water operating budget.  
Discussion took place on the contract, what it included and does not include, the potential of another company doing the maintenance work.  
The Village Administrator will reach out to Air Tech to produce a contract with parts and labor for all compressors that the Village operates.  
Cerny moved to table. Second by Market.  
**Roll: Stephens; yes, Market; yes, Biery; yes, Cerny; yes.**

**COMMITTEE REPORTS:**

Market will work with legal on coordinating with Mr. Julius Ciaccia regarding his report of the utility department.

Stephens will work on the golf cart regulations and coordinating a committee meeting for the safety and streets committee.

**DEPARTMENTS:**

**Chief of Police:**

Ashley McMicheaux gave police department report; Happy with the new vehicle purchases. The department is slowly coming back together from the flood damage.

**Administrator:**

Dock manager and utility clerk position are being advertised.

The N.O.V. (notice of violation) for the water tower repair has been signed off by the EPA.

Waterline repair on Bayview Ave is complete.

Market would like to have the Village Administrator put together a plan for the aging utility department employees that may retire soon.

**Fiscal Officer:**

Flight policy will be in effect as of 1/11/2024.

**MAYOR REPORT:**

1. Parking ordinance discussion regarding paid parking; language states "lots", not "spots". Will have to be read through and revised by committee several times before moving forward. Discussion took place on implementing fees/fines, enforcement, and collection process. Mayors Court clerk was brought in to the meeting to go over ticket processing steps.
2. Fishermen Parking in the spring; will have to come up with a plan sooner than later. Letter will be revised and sent out to local businesses.
3. Golf Cart regulations: asked legal if there is any additional ways to regulate overnight rentals and overnight parties on the golf carts. Can any legislation be written to regulate golf cart hours of operation? Legal will research.

**PENDING ITEMS:**

Longevity pay

Market 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 Cerny.

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

Council entered executive session at 10:40 am.

Berry moved to exit executive session. Second by Cerny.

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

Council exit executive session at 11:09 am.

Additional Action:

Market moved to increase Jake Justice pay from \$21.42 / hour to \$24.00 / hour effective the next pay period January 14<sup>th</sup> 2024. Second by Stephens.

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

Market moved to increase Chris Ladd pay from \$24.89 / hour to \$27.47 / hour effective next pay period January 14<sup>th</sup>, 2024. Second by Biery.

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

Biery moved to adjourn. Second by Cerny.  
Roll: Voice Vote; all yes.

Meeting adjourned at 11:15 am.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Approved Date

\_\_\_\_\_  
Attest

\_\_\_\_\_  
Date

*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*

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, December 12<sup>th</sup>, 2023**  
**9:00 AM Village Town Hall**

---

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

Roll: Stephens; absent, Market; present, Koehler; absent, Cox; present, Biery; present, Cerny; present.  
Koehler entered at 9:03 am.

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**Agenda Additions:**

The second reading of Ordinance 1416-23; AN ORDINANCE ADOPTING THE RECOMMENDATION OF THE PLANNING COMMISSION AND DENYING THE APPLICATION OF MELINDA MCCANN MYERS TO AMEND THE OFFICIAL ZONING MAP OF THE VILLAGE OF PUT-IN-BAY TO CHANGE THE ZONING CLASSIFICATION OF PARCEL NO. 0250565132253001, 404 BAYVIEW AVENUE, FROM RESIDENTIAL TO C-2 GENERAL COMMERCIAL DISTRICT.

Motion to approve additional items to the agenda:

1. Biery
2. Cox

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

**ORDINANCES:**

**SECOND READING: 1416-23** AN ORDINANCE ADOPTING THE RECOMMENDATION OF THE PLANNING COMMISSION AND DENYING THE APPLICATION OF MELINDA MCCANN MYERS TO AMEND THE OFFICIAL ZONING MAP OF THE VILLAGE OF PUT-IN-BAY TO CHANGE THE ZONING CLASSIFICATION OF PARCEL NO. 0250565132253001, 404 BAYVIEW AVENUE, FROM RESIDENTIAL TO C-2 GENERAL COMMERCIAL DISTRICT.

Cerny moved the second reading. Second by Cox.

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

**THIRD READING: 1417-2023** 2024 BUDGET/APPROPRIATIONS  
BIERY MOVED THE THIRD AND FINAL READING OF ORDINANCE 1417-23. SECOND BY CERNY.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**SECOND READING: 1420-23** AN ORDINANCE RETAINING NATHAN MANNING AND MANNING LAW, LLC, AS LEGAL COUNSEL FOR THE VILLAGE OF PUT-IN-BAY AND DECLARING AN EMERGENCY

BIERY MOVED TO TREAT ORDINANCE 1420-23 AS AN EMERGENCY. MARKET SECOND.

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

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

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

BIERY MOVED FOR ORDINANCE 1420-23 TO BE IN EFFECT IMMEDIATELY. SECOND BY MARKET.

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

**SECOND READING:**   **1421-23**           AN ORDINANCE ADOPTING A MORATORIUM ON APPLICATIONS FOR, AND THE GRANTING OF, BUSINESS AND/OR ZONING PERMITS, LICENSES AND/OR CERTIFICATES FOR ANY BUSINESS, BUILDING, STRUCTURE, USE OR CHANGE OF USE THAT WOULD ENABLE THE CULTIVATION, PROCESSING, DISTRIBUTION OR SALE OF ADULT USE CANNABIS FOR A PERIOD NOT TO EXCEED SIX MONTHS IN ORDER TO ALLOW THE VILLAGE TO REVIEW APPLICABLE STATE AND LOCAL LAWS AND TO PLAN FOR REGULATIONS RELATING TO SUCH ACTIVITIES; AND DECLARING AN EMERGENCY.

BIERY MOVED TO TREAT ORDINANCE 1421-23 AS AN EMERGENCY. COC SECOND.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

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

CERNY MOVED FOR ORDINANCE 1421-23 TO BE IN EFFECT IMMEDIATELY. SECOND BY BIERY.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**SECOND READING:**   **1422-23**           AN ORDINANCE ESTABLISHING SPECIAL REVENUE FUND 4911, ELEVATED WATER STORAGE TANK REHAB CAPITAL INVESTMENT AND PROPRIATING OWDA LOAN PROCEEDS TO THE FUND AND DECLARING AN EMERGENCY

CERNY MOVED TO TREAT ORDINANCE 1422-23 AS AN EMERGENCY. KOEHLER SECOND.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

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

MARKET MOVED FOR ORDINANCE 1422-23 TO BE IN EFFECT IMMEDIATELY. SECOND BY KOEHLER.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**SECOND READING:**   **1423-23**           AN ORDINANCE APPROVING NEW POLICY TITLED "EMERGENCY CALLS DURING OFF HOURS – CELL PHONE POLICY" FOR INCLUSION IN THE VILLAGE OF PUT-IN-BAY'S PERSONNEL POLICY AND PROCEDURE MANUAL AND DECLARING AN EMERGENCY.

KOEHLER MOVED TO TREAT ORDINANCE 1423-23 AS AN EMERGENCY. COX SECOND.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Koehler moved to rescind his motion. Cox seconded and rescinded his second.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Koehler amended his original motion to include adding the Utility Department to the title of the ordinance.  
Cox second.

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

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

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

BIERY MOVED FOR ORDINANCE 1423-23 TO BE IN EFFECT IMMEDIATELY. SECOND BY COX.

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

**SECOND READING:**    **1424-23**            ORDINANCE AMENDING TITLE TWO, BUSINESS REGULATIONS, CHAPTER 858, RENTAL VEHICLES, SECTION 858.01 LICENSE FEES; DEPOSIT INTO PUBLIC SERVICE STREET REPAIR FUND, AND DECLARING AN EMERGENCY

COX MOVED TO TREAT ORDINANCE 1424-23 AS AN EMERGENCY. KOEHLER SECOND.

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

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

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

KOEHLER MOVED FOR ORDINANCE 1424-23 TO BE IN EFFECT IMMEDIATELY. SECOND BY COX.

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

**SECOND READING:**    **1425-23**            AN ORDINANCE APPROVING A CONTRACT WITH THE OHIO WATER/WASTEWATER AGENCY RESPONSE NETWORK (OHIO WARN) AND DECLARING AN EMERGENCY.

Biery moved the second reading of ordinance 1425-23. Second by Cerny.

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

**INTRO/EMERG:**            **1426-23**            AN ORDINANCE AUTHORIZING THE RECUSAL OF MEMBERS OF THE VILLAGE COUNCIL IN MATTERS BEFORE THE VILLAGE COUNCIL RELATING TO MEMBERS' PERSONAL, PRIVATE BUSINESS, OR EMPLOYMENT ACTIVITIES, AND DECLARING AN EMERGENCY

COX INTRODUCED THE ORDINANCE.

MARKET MOVED TO TREAT ORDINANCE 1426-23 AS AN EMERGENCY. KOEHLER SECOND.

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

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

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

BIERY MOVED FOR ORDINANCE 1426-23 TO BE IN EFFECT IMMEDIATELY. SECOND BY MARKET.

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



**INTRO/EMERG:**           **1427-23**           AN ORDINANCE APPROVING NEW POLICY TITLED  
"EMERGENCY CALLS DURING OFF HOURS – POLICE DEPARTMENT OFF  
SEASON CELL PHONE POLICY" FOR INCLUSION IN THE VILLAGE OF PUT-  
IN-BAY'S PERSONNEL POLICY AND PROCEDURE MANUAL AND  
DECLARING AN EMERGENCY.

DISCUSSION TOOK PLACE ON THE EFFECTIVE DATE.  
ORDINANCE WILL BE AMENDED TO REFLECT THE DECEMBER 17<sup>TH</sup>, 2023 EFFECTIVE DATE, AND  
ALSO, NOT TO BE RETROACTIVE.

COX INTRODUCED THE ORDINANCE AS AMENDED.

COX MOVED TO TREAT ORDINANCE 1427-23 AS AN EMERGENCY. MARKET SECOND.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

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

BIERY MOVED FOR ORDINANCE 1427-23 TO BE IN EFFECT IMMEDIATELY. SECOND BY  
CERNY.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**ACTION OF COUNCIL NEEDED:**

Cerny moved to approve the Committees and Committee Chairs for 2024; including Koehler as  
the new chair of the Rules and Ordinance Committee. Second by Biery.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Cox approved the Pay increase for Aaron Shaffer from \$17.85 to \$19.00/hr effective the next pay  
period 12/17/2023. Second by Biery.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Biery moved to approve the new Health Insurance Coverage for 2024. Second by Market.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Cerny moved to table the Approval for Kleinfelder Ibis/East Point Gravity Sanitary Improvements  
Contract. Second by Cox.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Cox moved to table any action on the Doug Nusser Independent Contractor Agreement. Market  
second.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.  
Discussion took place on liability insurance and budget expenses regarding the agreement.

Cerny approved the Credit Card purchase of \$1,233.96 from Home Depot on the utility Credit  
Card. Second by Biery.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**PUBLIC PARTICIPATION:**

Brian Cultice; Jeris Lane.

Presented council with a proposal for I.T. work rebuilding the Village website. \$50/hour for labor to maintain, and \$750-\$1000.00 for the complete rebuild. Annual updates will be \$300.00. Work would start January 1<sup>st</sup>, 2024.

Market moved to approve up to \$1200.00 for the website rebuild to be done by Brian Cultice and including any annual updates. Second by Cox.

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

**VILLAGE ADMINISTRATOR:**

Paul Ladd graced the council with his request letter for dockage. Discussion took place on liability, utility costs, and financial responsibility/contribution.

Cox moved to approve the suggested honor system of \$1.00/day per bubbler, and for the Village Administrator to produce and complete all paperwork regarding the approval and a liability contract. Second by Biery.

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

**COMMITTEE REPORTS:**

**Water/sewer Committee:**

Committee Chair Market would like to schedule a Special Meeting for December 20<sup>th</sup>, 2023 at 9:00 am for the purpose of entering executive session; and to discuss Mr. Ciaccia report of the water and sewer departments.

A Property/Townhall Committee meeting will be scheduled for December 20<sup>th</sup>, 2023 at 10:00am to discuss employee housing, and potential of moving forward with Fredrick Property development; Village to send out RFQ's (request for qualifications).

Market moved to direct the Village Administrator to send out RFQ's to engineers for Fredrick Property development. Biery second.

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

Market also discussed increases with Water/sewer Rates, does not agree with another 7% increase, would prefer to stick with 3%-3.5% for the future.

**PLANNING COMMISSION:**

Need to obtain a new land use map that is updated, and also an updated zoning map.

**CHIEF OF POLICE REPORT:**

School resource Officer interviews will start tomorrow, December 13<sup>th</sup>, 2023.

**MAYOR REPORT:**

Discussion on Ordinance 1284-01 Parking Space Requirements; golf cart sizing requirements. Would like to see that revisited soon and updated. Legal stated that it will have to go through Planning commission first.

Mayor asked legal if the Village was required by law to pay holiday pay for all of the indicated Holidays? Legal stated that the Village is not required to pay holiday pay.

Golf Cart Regulations discussion that will take place on the committee meeting will need to include implementing rental regulations. Lengthy discussion took place on limiting number of golf And the regulations associated with them.

The possibility of a traffic study would help tremendously with the traffic patterns of the main Village roads downtown.

Short Term Rental Ordinance expired in March 2024, and the Golf Cart Moratorium will still need To be looked at.

**LEGAL:**

Language for T2 Parking System will be drafted.

The firm does not have anyone that the Village could utilize for permanent grant writing, but for The grant that is due December 18<sup>th</sup>, 2023, someone will be able to assist.

Biery moved to approve the application of the Strategic Community investment Development Program. Second by Market.

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

**PENDING ITEMS:**

Longevity pay

Biery moved to adjourn. Second by Cox.

Roll: Voice Vote; all yes.

Meeting adjourned at 10:55am.

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*

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, December 5<sup>th</sup>, 2023**  
**9:00 AM Village Town Hall**

---

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

Roll: Stephens; absent, market; absent, Koehler; present, Cox; present, Biery; present, Cerny; present.

---

**Agenda Additions:**

1. T2 parking solutions discussion
2. New police department vehicle purchase and outfitting cost.
- 3.

Motion to approve additional items to the agenda:

1. Cerny
2. Cox

**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

**ORDINANCES:**

THIRD READING:

1417-2023                      2024 BUDGET/APPROPRIATIONS  
COX MOVED TO TABLE, CERNY SECOND.

**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

THIRD READING:

1418-2023                      AMENDING SECTION 6.02 FLOATING HOLIDAYS  
EXHIBIT A

CERNY MOVED THE THIRD READING ON ORDINANCE 1418-23 AS AMENDED. BIERY SECOND.

**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

THIRD READING:

1419-2023                      AN ORDINANCE AMENDING ORDINANCE 1415-23 SETTING SALARIES AND  
COMPENSATION FOR OFFICERS AND EMPLOYEES OF THE VILLAGE OF  
PUT-IN-BAY, OHIO AND DECLARING AN EMERGENCY

\*Will hold executive session and potential action will take place afterwards.

INTRO/EMERG:

1420-23                      AN ORDINANCE RETAINING NATHAN MANNING AND MANNING LAW, LLC,  
AS LEGAL COUNSEL FOR THE VILLAGE OF PUT-IN-BAY AND DECLARING  
AN EMERGENCY

BIERY INTRODUCED THE ORDINANCE.

INTRO/EMERG:

1421-23

AN ORDINANCE ADOPTING A MORATORIUM ON APPLICATIONS FOR, AND THE GRANTING OF, BUSINESS AND/OR ZONING PERMITS, LICENSES AND/OR CERTIFICATES FOR ANY BUSINESS, BUILDING, STRUCTURE, USE OR CHANGE OF USE THAT WOULD ENABLE THE CULTIVATION, PROCESSING, DISTRIBUTION OR SALE OF ADULT USE CANNABIS FOR A PERIOD NOT TO EXCEED SIX MONTHS IN ORDER TO ALLOW THE VILLAGE TO REVIEW APPLICABLE STATE AND LOCAL LAWS AND TO PLAN FOR REGULATIONS RELATING TO SUCH ACTIVITIES; AND DECLARING AN EMERGENCY.

BIERY INTRODUCED THE ORDINANCE.

INTRO/EMERG:

1422-23

AN ORDINANCE ESTABLISHING SPECIAL REVENUE FUND 4911, ELEVATED WATER STORAGE TANK REHAB CAPITAL INVESTMENT AND PROPRIATING OWDA LOAN PROCEEDS TO THE FUND AND DECLARING AN EMERGENCY

COX INTRODUCED THE ORDINANCE.

INTRO/EMERG:

1423-23

AN ORDINANCE APPROVING NEW POLICY TITLED "EMERGENCY CALLS DURING OFF HOURS – CELL PHONE POLICY" FOR INCLUSION IN THE VILLAGE OF PUT-IN-BAY'S PERSONNEL POLICY AND PROCEDURE MANUAL AND DECLARING AN EMERGENCY.

BIERY INTRODUCED THE ORDINANCE WITH THE AMENDMENT OF "2 COMP HOURS" TO BE INCLUDED.

INTRO/EMERG:

1424-23

ORDINANCE AMENDING TITLE TWO, BUSINESS REGULATIONS, CHAPTER 858, RENTAL VEHICLES, SECTION 858.01 LICENSE FEES; DEPOSIT INTO PUBLIC SERVICE STREET REPAIR FUND, AND DECLARING AN EMERGENCY

Will be discussed after Executive Session.

INTRO/EMERG:

1425-23

AN ORDINANCE APPROVING A CONTRACT WITH THE OHIO WATER/WASTEWATER AGENCY RESPONSE NETWORK (OHIO WARN) AND DECLARING AN EMERGENCY.

COX INTRODUCED THE ORDINANCE.

**ACTION OF COUNCIL NEEDED:**

Biery moved to approve the November 7th 2023 Regular meeting minutes. Second by Koehler.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; abstain.**

Koehler moved to approve the November 13<sup>th</sup>, 2023 Regular meeting minutes. Second by Biery.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; abstain.**

Cox moved to approve the Bills to be paid in December. Second by Biery.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Cox moved to approve the November 2023 Financial Reports (including All Purchase Orders, Appropriations, Supplemental Appropriations, and Mayor's Court, Utility Credits). Second by Biery.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Cerny moved to approve the 2024 Meeting Dates. Second by Biery.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Cox moved to table the discussion/action to be taken on Committees and Committee Chairs for 2024 until the December 12<sup>th</sup>, 2023 meeting. Second by Cerny.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Biery moved to approve the Employee position and rate of pay 2023 (Exhibit A). Second by Koehler.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Biery moved to approve OWDA Debt Service payment \$172,157.08 and OPWC Debt Service payment \$23,317.29. \$5,474.37 over the already approved \$190k. Second by Cox.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Cox moved to approve BANS payment in the amount of \$950,937.50. Second by Biery.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Cerny moved to approve \$3,400.00 to be expended from the Town Hall improvement fund to go towards Servepro Invoice. Second by Cox.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Koehler moved to approve the Allocation of \$500.00 to the Tree Commission for Arbor Day and for Kelly Faris to be appointed for 3-year term. Second by Cox.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

\*Amend pay range for utility clerk in salary ordinance  
Discussion will take place after the executive session.

Cox moved to approve Phase II of PD flooring project; \$5,250.00. Second by Cerny.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Cerny moved to approve Manns sewer forgiveness: \$281.31. second by Cox.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Cox moved to approve the amount of the Pre-approved OE Meyer TH Propane Project Invoice: \$13,433.00. Second by Koehler.  
**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Cox moved to approve the amount of the Pre-approved PIB Investment TH Project Invoice Of \$2189.25. Second by Cerny.

**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

**PUBLIC PARTICIPATION:**

Fiscal Officer read Stoiber letter of intent for new business.

Steve Cooks: 237 East Point Blvd.

Stated concerns about the number of deer on the island, and if the village has any plans on how to eradicate them. Also mentioned that Put-in-Bay is not on the Great Lakes Traveling Viking Cruise Itinerary. May be worthwhile to reach out and see if the island can be added.

Bob Gatewood: Toledo Avenue.

Reached out to golf cart rental companies and some of them may be interested in taking part in the "community vigilante" proactive steps to controlling bad behavior on rented carts.

**AGENDA ADDITIONS:**

1. Police Vehicle Purchase:

Biery moved to approve the purchase of a 2024 Durango for the police department in the amount of \$43,363.50. Second by Cox.

**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Biery moved to approve the D.R. Ebel cost of outfitting the police vehicle in the amount of \$16,877.66. Second by Cox.

**Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

2. T2 Solutions:

A lengthy discussion took place on parking enforcement, paid parking, logistics of the T2 System. Cerny displayed a spreadsheet of possible revenue; roughly \$100k.

Costs of the T2 system: 1 time fee of \$4000.00. Annual costs of \$6500.00 (\$83.83 /month for just parking service).

Discussion took place on what fund the revenue will go in to. The fiscal officer stated it will be received in to the General Fund.

Delaware/Hartford will be monitored by the T2 system seasonally. Also behind townhall.

Susan will look into Bayview (RT 357).

An ordinance will have to be drafted up system is implemented.

Susan will have language to be introduced at the December 12<sup>th</sup>, 2023 meeting.

Amend Agenda to include action on 1416-23:

AN ORDINANCE ADOPTING THE RECOMMENDATION OF THE PLANNING COMMISSION AND DENYING THE APPLICATION OF MELINDA MCCANN MYERS TO AMEND THE OFFICIAL ZONING MAP OF THE VILLAGE OF PUT-IN-BAY TO CHANGE THE ZONING CLASSIFICATION OF PARCEL NO. 0250565132253001, 404 BAYVIEW AVENUE, FROM RESIDENTIAL TO C-2 GENERAL COMMERCIAL DISTRICT.

Biery moved to amend the agenda to include the ordinance above. Second by Cerny.

**Roll: Koehler; abstain, Cox; yes, Biery; yes, Cerny; yes.**

Cerny moved to introduce Ordinance 1416-23.

**COMMITTEE REPORTS:**

The following meetings have been scheduled for December 11<sup>th</sup>, 2023

1. Finance/Audit: 1pm to discuss 2024 budget.
2. Property/Townhall: 1:30 pm to discuss housing and docks.
3. Rules/ Ordinance: 2:00 pm to discuss golf cart regulations, floating holiday policy, and parking solutions.
4. Water/Sewer: 3:00 pm to discuss smoke test results and audit.

**COUNCIL BUSINESS:**

Cerny questioned the grant opportunity with the Ohio Destination Development Grant. Village Administrator stated that the Village will be applying.

Mayor Berry stated that the Village is in need of a grant writer.

Cox: requested the status of Mr. Ciaccia's water and sewer report. Legal stated that she will present in the meeting.

**DEPARTMENTS:**

Village Administrator: See Report.

**LEGAL COUNSEL:**

Will draft a COI Ordinance for 2024 by the December 12<sup>th</sup>, 2023 meeting.

Will also discuss Julius Ciaccia report when Market is in attendance at the December 12<sup>th</sup>, 2023 Meeting.

**MAYOR REPORT:**

The possibility of subleasing the Village docks in 2025 should be pursued.

Requested that legal check on the expiration dates of the short term rental and golf cart moratorium ordinances.

The ILYA contract has been approved.

Cox 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 Biery.

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

Council entered executive session at 10:50 am.

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

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

Council exit at 12:06 pm.

1424-23

ORDINANCE AMENDING TITLE TWO, BUSINESS REGULATIONS, CHAPTER 858, RENTAL VEHICLES, SECTION 858.01 LICENSE FEES; DEPOSIT INTO PUBLIC SERVICE STREET REPAIR FUND, AND DECLARING AN EMERGENCY

COX INTRODUCED THE ORDINANCE.



Cox moved the third and final reading of Ordinance 1419-23. AN ORDINANCE AMENDING ORDINANCE 1415-23 SETTING SALARIES AND COMPENSATION FOR OFFICERS AND EMPLOYEES OF THE VILLAGE OF PUT-IN-BAY, OHIO AND DECLARING AN EMERGENCY. Second by Koehler.

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

Other Business:

Discussion of live streaming meetings took place. Council took no action.

**PENDING ITEMS:** Longevity pay

Cerny moved to adjourn. Second by Biery.

Roll: Voice Vote; all yes.

Meeting adjourned at 12:15 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*

# NOTICE OF PUBLIC HEARING

The Council of the Village of Put-in-Bay will hold a Public Hearing at 8:45 a.m. on December 5<sup>th</sup>, 2023 at the Village Town Hall, 435 Catawba Avenue, Put-in-Bay, Ohio 43456.

**The purpose of the Public Hearing is to take public commentary on and consider an introduction of the following;**

**Ordinance: 1416-23:**

**AN ORDINANCE ADOPTING THE RECOMMENDATION OF THE PLANNING COMMISSION AND DENYING THE APPLICATION OF MELINDA MCCANN MYERS TO AMEND THE OFFICIAL ZONING MAP OF THE VILLAGE OF PUT-IN-BAY TO CHANGE THE ZONING CLASSIFICATION OF PARCEL NO. 0250565132253001, 404 BAYVIEW AVENUE, FROM RESIDENTIAL TO C-2 GENERAL COMMERCIAL DISTRICT.**

Mayor called Public Hearing to order at: 8:45 am

Roll: Stephens; absent  
Koehler; present  
Market; absent  
Cox; present  
Biery; present  
Cerny; present

Mayor Berry opened the Public Hearing;

Public Participation: Jeffry Koehler; 414 Bayview Ave. Zoning board voted against changing the zoning of this property from residential to commercial; neighborhood needs to remain residential.

Council Discussion: None

Mayor Closed the Public Hearing.

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

Public Hearing adjourned at 8:51 am.

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Monday, November 13<sup>th</sup>, 2023**  
**5:00 PM Village Town Hall**

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The Mayor Called Meeting to Order at 5:10 pm.

Roll: Stephens; present, Market; present, Koehler; present, Cox; absent, Biery; present, Cerny; absent.  
Susan Anderson via Zoom.

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**ORDINANCES:**

**SECOND READING:**

**1417-2023                      2024 BUDGET/APPROPRIATIONS**  
BIERY MOVED THE SECOND READING OF THE ORDINANCE, SECOND BY MARKET.  
ROLL: STEPHENS; YES, KOEHLER; YES, MARKET; YES, BIERY; YES.

**SECOND READING:**

**1418-2023                      AMENDING SECTION 6.02 FLOATING HOLIDAYS**  
**EXHIBIT A**  
BIERY MOVED THE SECOND READING OF THE ORDINANCE. SECOND BY STEPHENS.  
ROLL: STEPHENS; YES, KOEHLER; YES, MARKET; YES, BIERY; YES.

**SECOND READING:**

**1419-2023                      AN ORDINANCE AMENDING ORDINANCE 1415-23 SETTING SALARIES**  
**AND COMPENSATION FOR OFFICERS AND EMPLOYEES OF THE VILLAGE**  
**OF PUT-IN-BAY, OHIO AND DECLARING AN EMERGENCY**

Fiscal officer requested that this be revisited after executive session.

**ACTION OF COUNCIL NEEDED:**

Biery moved to approve an Increase in the budget/appropriations in the general fund by \$12,000.00 and amend the certificate of appropriations to reflect the increase of \$12,000.00.  
Second by Stephens.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Biery; yes.

Market moved to approve the Franklin Sanitation Invoice in the amount of \$3,055.00 for cleaning Of the 8 lift stations on the island. Second by Biery.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Biery; yes.

Fiscal Officer stated that the invoices have not been issued yet, but would like an approval to ensure that they are sent out by the deadline when they do get sent out.  
Biery moved to approve up to \$190,000.00 for OPWC and OWDA debt service invoices. Second By Stephens.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Biery; yes.  
\*fiscal officer will seek approval of exact number at the December meeting.

Biery moved to approve the Wreaths Across America Donation in the amount of \$180.00. Second By Stephens.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Biery; yes.

**COMMITTEE REPORTS:**

Streets and Safety Committee:

Stephens questioned whether it is legal to keep Delaware one-way all year. Discussion took place on the language of the Ordinance that is already in effect.

**DEPARTMENTS:**

**Chief of Police:**

There are three candidates from the SRO position. Interviews will be set up for the end of November.

The department is in the process of designing new badges for the officers.

**Administrator:**

AT&T is removing the equipment off of the water tower. Smoke testing will take place November 15<sup>th</sup>, 2023. Floor repair in the police department will start on Friday the 17<sup>th</sup>, 2023.

Currently working on a phone policy for emergencies; whatever is drafted could be used for the police department as well.

**MAYOR REPORT:**

Housing will need to be revisited if new employees are going to be hired. All departments, not just the police department.

Discussion took place on Village annexation and tying into Village water and sewer.

ILYA agreed upon the 2024 contract for dockage with the Village.

Asked Biery what the status is on handheld ticking equipment for the police officers; Biery stated. He is still working on quotes, but there will need to be enough officers to use the equipment and write the tickets. Will wait for Cerny to return back into town to go over the figures.

The mayor stated that DeRivera park has agreed to work with the Village on the promenade Project.

Also conveyed gratitude to council for the salary increase.

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.

Second by Market.

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

Council entered executive session at 6:02 pm.

Biery moved for council to exit executive session. Second made by Market.

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

Biery moved for the second reading of Ordinance 1419-23 as amended to reflect the changes for The salary ranges for the following: Chief of police, part time police officers, dock master and dock attendants, and police officers. Second by Market.

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

**PENDING ITEMS:**

Longevity pay

Market moved to adjourn. Second by Biery.

Roll: Voice vote; all yes,

Meeting adjourned at 7:10 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*

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, November 7<sup>th</sup>, 2023**  
**9:00 AM Village Town Hall**

---

The Mayor Called Meeting to Order at 9:00 am

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

Mayor Berry stated that The Village solicitor is requesting an executive session for pending and imminent litigation at the beginning of the meeting due to a partner of hers at the legal firm being on a time constraint this morning.

Stephens moved for council to enter Executive Session for the discussion of pending and imminent litigation. Second by Cox.

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

Council entered at 9:01 am.

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

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

\*Biery entered the meeting at 9:03 am.

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**Agenda Additions:**

1. Auditor of State invoice in the amount of \$3,977.00

Motion to approve additional items to the agenda:

Koehler moved to approve the item to be added to the agenda. Second by Biery.

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

**ORDINANCES:**

<b>1417-2023</b>	<b>2024 BUDGET/APPROPRIATIONS</b>	<b>INTRO/FIRST</b>
MARKET INTRODUCED THE ORDINANCE.		
<b>1418-2023</b>	<b>AMENDING SECTION 6.02 FLOATING HOLIDAYS EXHIBIT A</b>	<b>INTRO/EMERG</b>
BIERY INTRODUCED THE ORDINANCE. COUNCIL WILL FURTHER DISCUSS.		
<b>1419-2023</b>	<b>AMENDING 1415-23 SALARY ORDINANCE SECTION 8: FLOATING HOLIDAYS</b>	<b>INTRO/EMERG</b>
BIERY INTRODUCED THE ORDINANCE.		

**ACTION OF COUNCIL NEEDED:**

Market moved to approve the October 3<sup>rd</sup> 2023 and October 10<sup>th</sup>, 2023 Regular Meeting Minutes.  
Second by Stephens.

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

Market moved for the Bills to be paid in November. Second by Cox.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes.

Market moved to approve the October 2023 Financial Reports (including All Purchase Orders, Appropriations, Supplemental Appropriations, and Mayor's Court, Utility Credits). Second by Biery.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes.

Market moved to approve the Increase of Appropriations for 4910 Bond Fund in the amount of \$950,937.50. Second by Stephens.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes.

Biery moved to approve the Reallocation of \$65,012.50 from General Fund principal account to interest account. Second by Stephens.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes.

Market moved to approve the Dock Debt Service Payment in the amount of \$165,012.50. Second By Biery.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes.

Koehler moved to approve the PIB Investment invoice in the amount of \$3842.99 to be expended out of 5201 Sewer Capital Improvement Fund. Stephens second.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes.

Market moved to approve Adam Chellis Resignation effective November 4<sup>th</sup>, 2023. Second by Koehler.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes.

Biery moved to approve Adam Chellis use of 56 Floating Holiday hours for the week of Nov 6<sup>th</sup>, 2023 to November 10<sup>th</sup>, 2023. Second by Koehler.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes.

Market moved to approve Adam Chellis Comp Time Payout of 16.50 hours (time and a half 11 hours banked) at a rate of \$28.56/hour, totaling \$471.24 before taxes effective November 10<sup>th</sup>, 2023. Second by Biery.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes.

Market moved to approve Don Dress Vacation pay out of: \$3,728.00, Comp time pay out of: \$4,422.34. Before taxes total: \$8,150.34 effective 10/27/2023. Second by Biery.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes.

Biery moved to approve the General Liability Insurance Payment of \$73,406.00. Second by Stephens.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes.

Biery moved to approve the Lake Disposal invoice of \$3,328.00. Second by Cox.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes.

Stephens moved to approve the Roetzel Invoices as of August 31<sup>st</sup>, 2023 in the amount of \$17,930.97. Second by Market.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes.

Market moved to approve the Erie Island Petro invoice for the Police Department in the amount of \$8,656.91 for 2023. Second by Cox.

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

\*Lengthy discussion took place on regular rates, weekday/weekend rates and discounts that were given in the past.

Biery moved to approve the 2024 ILYA contract, including a 20% discount for weekday dockage. Second by Cox.

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

Cox moved to approve the Winter Fuel purchase from Erie Island Petro in the amount of \$15,790.00. Second by Stephens.

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

Market approved Police Department Floor Estimate in the amount of \$9,950.00 for Phase I floor Repair, and Phase II when ready, both to be paid out of Town Hall Operating. Second by Biery.

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

#### **PUBLIC PARTICIPATION:**

Dave Schaffer: Stated that Kelley's Island lists in their local newspaper how many rental properties are on the island. Asked Pib if they do the same? The mayor responded that she is working with the KI Mayor on how that is facilitated; they hired a firm to gather and report the rental property information.

#### **COMMITTEE REPORTS:**

Cox had met with Mike Russell to discuss the logistics of building a new police station. Will potentially reach out to Kleinfelder to research grant money that may be available for this project. Market stated that before any of this can be done the property/Town Hall Committee will need to meet to discuss the beginning stages of such a project.

The property and Town Hall Committee will meet on November 20<sup>th</sup>, 2023, at 9:15 AM to discuss police housing.

Cox stated that the Planning Commission will be discussing the extension of the concrete batch plant on McCann field.

Stephens: Will need to reschedule the Safety and Streets Committee meeting for December; the continued discussion of golf cart regulations.

The Village is in dire need of an I.T. person; social media and webpage design will need to be updated.

The letter to the businesses regarding fisherman parking is still being tweaked. Will circulate to council when it is ready to be sent out.

#### **DEPARTMENTS:**

##### **Chief of Police:**

Stated that there is a delay in the radios again. Shipping is backed up.

##### **Administrator: Monthly Report**

##### **Fiscal Officer:**

Will change the meeting postings for the following:

Special Meeting on November 14<sup>th</sup>, 2023 changed to November 13<sup>th</sup>, 2023.

Finance/Audit Committee will mee 4:45 pm on November 13<sup>th</sup>, 2023 to discuss 2024 budget/appropriations.



**LEGAL COUNSEL:**

Request for executive session for pending and imminent litigation.

**MAYOR REPORT:**

Has been researching Modular Homes as a potential solution for police department housing. Will Continue to look in to that option and present council with any new information on the topic. Discussed potential funding avenues and brainstorming ideas; the promenade on Bayview needs A lot of work; will continue to look in to State funding that may be available. Had a discussion with a representative from liquor control board on the number of liquor licenses that are in the Village; 147 licenses total. Cox asked legal if the moratorium that is in place currently can be changed. Legal responded that a potential resolution can be passed giving councils' intent to not promote additional licenses; other than that it is the State of Ohio's decision when issuing them. The Village may have a possible case with "over saturation". The discussion will continue.

Cox: stated that he does not want permit parking to fall by the wayside; the process and discussion needs to continue to be pursued.

Biery and Cerny are currently working on QR code parking.

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 Stephens.

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

Council entered at 11:00 am

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

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

Council exited at 12:01 am.

Cox moved to revise the salary ordinance to reflect Mayors salary to \$30,000.00/year effective 1/1/2024.

\*discussion took place on language regarding the current salary ordinance.

Cox moved to rescind his original motion.

Biery moved to reintroduce Ord 1419-23 AN ORDINANCE AMENDING ORDINANCE 1415-23 SETTING SALARIES AND COMPENSATION FOR OFFICERS AND EMPLOYEES OF THE VILLAGE OF PUT-IN-BAY, OHIO AND DECLARING AN EMERGENCY as amended to include the Mayors salary to \$30,000.00/year effective 1/1/2024.

Biery moved to adjourn. Second by Cox.

Roll: Voice Vote; all yes.

The meeting adjourned at 12:07 am.

**PENDING ITEMS:**

Longevity pay

\_\_\_\_\_  
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*

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, October 10<sup>th</sup>, 2023**  
**9:00 AM Village Town Hall**

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**The Mayor Called Meeting to Order at 9:07 AM**

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

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**Agenda Additions:**

**Letter to DeRivera Trust;**

**Servepro invoice in the amount of \$48,745.00;**

**Viking invoice in the amount of \$256,726.00.**

Market moved to approve additional items to the agenda. Second by Stephens.

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

**ORDINANCES:**

**1415-23**

**AMENDING 1411-23 SALARY**

**INTRO/EMERG**

COX INTRODUCED THE ORDINANCE.

COX MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY CERNY.

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

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

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

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

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

**ACTION OF COUNCIL NEEDED:**

Market moved for the Additional Bills to be paid in October. Second by Cox.

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

Cerny moved to approve the August 2023 Financial Reports (including All Purchase Orders, Appropriations, Supplemental Appropriations, and Mayor's Court, Utility Credits). Second by Cox. \*it was pointed out that the month is incorrect and should state September, not August.

Cerny rescinds his first, and Cox rescinds his second.

Cerny moved to approve the September 2023 2023 Financial Reports (including All Purchase Orders, Appropriations, Supplemental Appropriations, and Mayor's Court, Utility Credits). Second By Cox.

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

Market moved to approve the Kleinfelder invoice in the amount of \$5051.74 for Ibis and East Point Blvd Sanitary Sewer. Second by Stephens.

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

Market moved to approve the Roetzel Invoice in the amount of \$4746.16 for the Village share of Lobbyist Fees. Second by Stephens.

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

Market moved to approve the PIB Investment invoice in the amount \$8473.31 for the Lorain Ave water main break. Second by Cox.

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

Cox moved to approve the yearly increase of %15 for Water and Sewer EDU's effective 1/1/2024. Second by Stephens.

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

Market moved to approve Don Dress resignation as of 10/21/2023. Second by Cox.

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

Market moved to approve Don Dress Vacation payout \$3728.00 and Comp Time payout \$4422.34; totaling \$8150.34 before taxes. Second by Cox.

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

\*Fiscal officer will have "after taxes" amount for council approval at the 11/5 meeting.

Agenda Additions:

Market moved to approve the Servepro invoice in the amount of \$48,745.00. Second by Cox.

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

Cox moved to approve the Viking invoice for water tower work in the amount of \$256,726.00. second by Market.

\*New invoice amount was presented based on Nelson Tank recommendations. The new amount is \$251,620.00.

Cox rescinded his first and Market rescinded his second.

Cox moved to approve the Viking invoice for water tower work in the amount of \$251,620.00. Second by Market.

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

Market moved to approve the installation of gravity sewer on East Point Boulevard through assessments in accordance with Chapter 727 of the Ohio Revised Code and authorizing and directing the village engineer to prepare plans, specifications, profiles and an estimate of costs to be filed with the village fiscal officer. Second by Cox.

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

Market moved to approve the installation of gravity sewer on Ibis Road through assessments in accordance with Chapter 727 of the Ohio Revised Code and authorizing and directing the village engineer to prepare plans, specifications, profiles and an estimate of costs to be filed with the village fiscal officer. Second by Cerny.

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

Cox moved to accept the grant funding for East Point Boulevard and Ibis road projects and authorizing and directing the village administrator to take all steps necessary to effectuate this acceptance. Second by Market.

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

**COUNCIL BUSINESS:**

Market would like to schedule a Water/Sewer Committee Meeting for October 17<sup>th</sup>, 2023 at 9:00 am to discuss protocol for water/sewer catastrophes.

Discussion took place on the original Edu Ordinance. A possible increase of 15% for 3 to 4 years was discussed. Doug Nusser went over calculations for 3-4 years based on 2023 rates. No action was taken.

Rules and Ordinance Committee is scheduled to meet Monday October 26<sup>th</sup>, 2023 at 9:00 am for the discussion of delivery truck regulations and allocated parking spots for businesses.

Streets and Safety Committee is scheduled to meet November 6<sup>th</sup>, 2023 at 9:00 am for the continued discussion of Golf Cart Regulations.

**PUBLIC PARTICIPATION:**

Brad Ohlemacher: Waterline from the mainland discussion; questioned the disadvantages/advantages? Lengthy discussion took place.

Steve Cooks; Shore Villas: Wanted clarifications on EDU's, what they are and what do the increases mean. Village Administrator provided answers.

Also asked the estimated start date of the East Point Blvd project; Nussed and Village Admin stated bids will go out in October 2024 and construction will start 2025; finished before Memorial Day that year. Village Admin. also stated that letter will be sent out to notify residents.

Joe Cerny:

Jeff Koehler: Requested the mainland waterline report that was done in 2028. Doug Nusser will forward to Koehler.

**COMMITTEE REPORTS:**

**PLANNING COMMISSION:**

Cox provided an update; will meet again 10/10/2023 and provide an update at the November meeting.

**COUNCIL BUSINESS:**

Cox touched base on the cement plant on McCann field. Need to know the approved variance; up to 2 years? Will need to revisit approval when the time is up.

Cerny: Provided a telephone/internet communications update on re-bundling all of the lines (phone and internet) to obtain a better pricing package. Still working on it.

**DEPARTMENTS:**

Village Administrator:

Three replacement trees have been planted at the park. A no-turnaround sign has been requested by a resident on Toledo Avenue; quotes for the bathing beach wash-out have been received; will continue to look for the best price for that cleanup service.

Fiscal Officer: Resort Tax Lein letter will go out to the Gazette as long as council is ok with the Language.

Cox suggested that adding language that states "other businesses not listed may also be in Arrears" to the notice. Legal will make changes, submit to fiscal officer.

**LEGAL COUNSEL:**

Ohio Supreme Court denied Coops Cab's lawsuit and a Cease-and-Desist letter will be drafted to Be sent to the business.

Steve Cooks: Asked council/ fiscal officer if a zoom link can be provided form her on out for people off island to view the council meetings in the winter months.

Council will review and report back at the November meeting.

**MAYOR REPORT:**

Business License language update: providing a check mark; affirmative statement regarding not Being delinquent with federal/state/locally collected taxes.

Legal will review, but in the Villages best interest it should state "locally collected taxes" only.

Mayor will draft and sent to legal for November meeting.

Lengthy discussion took place on parking/signs around the park. When do the signs get bagged for winter, and which ones will be bagged? The language on the signs will need to be looked at and cleaned up for the upcoming season.

Village Admin suggested bagging everything EXCEPT Delaware.

**PENDING ITEMS:**

Longevity pay

Cox 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 Stephens.

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

Council entered at 10:21 am.

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

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

Council exit at 11:35 am.

Cerny moved to adjourn the meeting. Second by Market.

Roll: Voice Vote; all yes.

Meeting adjourned at 11:36 am.

\_\_\_\_\_  
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*

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, October 3<sup>rd</sup>, 2023**  
**9:00 AM Village Town Hall**

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**Mayor Called Meeting to Order at 9:02 am**

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

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**Agenda Additions:**

1. Servepro invoice for the PD: \$62,055.09
2. Scott Sneller accrued time payout for sick time, comp, and vacation; per resignation.

Motion to approve additional items to the agenda:

Cox moved to approve the items to be added to the agenda, Cerny second.

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

Market moved to add the SRO approval to the agenda. Will act after executive session. Second by Cox.

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

**ORDINANCES:**

**ORD: 1414-23                      BOND ANTICIPATION NOTES 2023                      INTRO/EMERG**  
**MARKET MOVED TO INTRODUCE THE ORDINANCE.**

**MARKET MOVED OT TREAT THE ORDINANCE AS AN EMERGENCY. COX SECOND.**

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

**MARKET MOVED OT WAIVE THE THREE-READING RULE. SECOND BY COX.**

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

**MARKET MOVED FOR THE ORDINANCE TO GO INTO EFFECT IMMEDIATELY. STEPHENS SECOND.**

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

**ACTION OF COUNCIL NEEDED:**

Market moved for the bills to be paid in October. Second by Cox.

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

August 2023 Financial Reports (including All Purchase Orders, Appropriations, Supplemental Appropriations, and Mayor's Court, Utility Credits). **\*Will be ready for 10-10-2023 Regular Meeting**

Market moved to approve the Minutes from September 5<sup>th</sup> and 12<sup>th</sup> Regular Meeting, and September 21<sup>st</sup>, 2023 Special Meeting. Second by Stephens.

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

Cox moved to approve the Roetzel invoices: \$16,818.19 for August Legal Fees and Services. Second by Koehler.

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

Cox moved to approve the D.R. Ebel invoice in the amount of \$4,396.36 for new police department vehicle computer and mount/accessories. Second by Market.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Cerny; yes.

Market moved to approve the Intrensic Invoice \$6,825.00 for body cameras. Second by Cox.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Cerny; yes.

**Letter the Sheriff's Department:**

Market lead discussion on the letter draft. Letter will be sent to propose a monetary amount for the Village Police Department to take over patrolling the township from November 1<sup>st</sup>, 2023 to April 2024. Amount is \$133,650.00.  
Cerny approved the proposal, amount, and time period for sub-contracting, and to enter negotiations with the Ottawa County Sheriff's department. Second by Cox.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Cerny; yes.

**Springtime fishermen parking issues:**

Mayor and Stephens lead discussion on a letter drafted to local businesses encouraging them to engage in parking solutions during the spring time for Fishermen and their trucks/trailers.  
Mayor stated letter may not be ready yet, but will need to move forward and not wait until the last Minutes to find a solution.  
Discussion took place on when meters are bagged around the park.  
  
Market moved to move forward with looking for solutions for springtime parking issues. Second by Cox.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Cerny; yes.

**Amended Items:**

Servepro invoice:  
Cox moved to approve the invoice for Servepro in the amount of \$62,055.09. Second by Market.

Village Administrator stated original invoice was for \$62,055.09. Servepro issued a new invoice with a lesser total of \$48,745.00

Cox and Market both rescind their first and second motions.

Market moved to table until 10/10/2023. Second by Cox.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Cerny; yes.

Scott Sneller accrued time payout per resignation.:  
Will act after executive session.

Market moved to approve the Expenditures for Elevated Tank Project to come out of Fund 5102, Water Impact Fees until OWDA/OPWC starts disbursements. Second by Cox.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Cerny; yes.

Market moved to approve the GameTime Invoice: \$5,359.71; playground part repair due to storm damage; to come out of Fund 2044 Community Playground. Second by Stephens.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Cerny; yes.

Cerny moved to approve the Petrarca Landcare Invoice \$4,600.00 for park tree removal and cleanup due to storm. Second by Stephens.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Cerny; yes.



Market moved to approve the Auditor of State Invoice: \$8,569.00 for auditor fees as of Oct 1<sup>st</sup>, 2023. Second by Koehler.

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

Market moved to approve the WWTP/WTP intern for the winter at \$15/hour, with less than 30 hours/week. Second by Cerny.

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

Market moved to approve the Fuel Storage tank/pump \$5000.00 (village admin notes).  
Second by Stephens.

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

### **PUBLIC PARTICIPATION:**

1. Bob Gatewood; Toledo Avenue.

Issues with E.S Wagner and dust issues. Asked council if any progress has been made in negotiating a better way to eliminate dust on the roads when the trucks are coming and going in and out of the plant. Dust is detrimental to the health of the residents that live directly across from the batch plant. The Village Administrator spoke with the EPA and they came out to investigate the claim made. They found no excessive dust on the roads.; and the superintendent of the plant stated they are doing everything by the book to prevent excessive dust.

Bob requested the date of the EPA visit, and if it coincided with the dates after the huge storm that caused flooding and washed away the dust.

Cox suggested looking at the approval dates council gave the plant to operate, and potentially not renewing the approval until dust issues are resolved.

Suggested ways that the town and people of the community can help with regulating the reckless behavior on golf carts. Private reporting can be done if someone sees illegal behavior on carts.

2. Ed Fitzgerald; Catawba Ave.

Rebuttal to Bob Gatewood ideas of reporting bad behavior on golf carts; would be up to the business and the member of the community to get together to discuss. Companies do not go through safety procedures before renting out the carts; too busy in the summer during peak rental times.

Village should consider abandoning the Alley behind the Forge, Brewery, Reel Bar and Depot. Cox will research and bring up to planning commission.

### **COUNCIL BUSINESS:**

Cerny: Still working with the communications vendors on bundling service for a lesser cost.

Cox: The Round House Bar celebrated 150 years of business on the island. There should be a proclamation drafted for the longevity of the business's operation.

### **DEPARTMENTS:**

#### **Chief of Police:**

Radios will be shipped 10/13/2023. IN house training for Lexipol will cost \$547.20/year. This will include OPOTA training and also CPT training.

#### **Administrator: (See Report)**

End of October through the end of the year is free dockage on A and C. The propane project is active; should be finished by the end of October. Shore Villas and Ibis petitions were all picked up and returned. They were turned in to legal and engineer for their review. Will be submitted for council action at next meeting.

**Fiscal Officer:**

1. Executive Session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official;
2. Business Licenses addition to application – checkmark for tax status

**LEGAL COUNSEL:**

Request for Executive Session for pending and imminent litigation

**MAYOR REPORT:**

Mayor passed out land use map. Will need reviewed and approval for whatever changes need to be made.

Allocated parking spots given to businesses for their customer parking needs to be reviewed.

Businesses are using those allocated spots to store and rent out golf carts. Asked if council would Approve someone to come in and go through all of the zoning approvals for the businesses in the Village to see how many spots were originally given; then to go and survey what the sports are being used for.

Cox: questioned why the village should be financially responsible for the missue of spots that the business should be held accountable for.

Lengthy discussion took place on how this could be accomplished.

Cerny will schedule a Rules and Ordinance Committee Meeting to further discuss.

Meeting will take place on Monday, October 9<sup>th</sup>, 2023 at 9:00 am; for the discussion of the Regulation of delivery trucks on Delaware and allocated parking spots for Village Businesses.

**Executive Session:**

Market 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 Cerny.

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

Council entered Executive Session at 10:10 am.

Cox moved to exit executive session. Second by Market.

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

Council exit at 11:15 am.

Market moved to approve the SRO contract with the Put-in-Bay school. Second by Cerny.

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

Council agreed that there should be an affirmative statement made at the bottom of the Business License Application that states they are unaware of any arrears for State and Locally collected Taxes. Legal will look at language.

Stephens moved to approve Scott Sneller sick time, vacation time, and compensatory time Payout for the amount of \$2,907.41 Before Taxes. Second by Market.

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

Fiscal officer will process the payout and present council with the amended amount after taxes at the November meeting.

**PENDING ITEMS:**

Longevity pay

Cox moved to adjourn the meeting, Second by Market.

Roll: Voice Vote; all yes. Meeting adjourned at 11:17 am.

\_\_\_\_\_  
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*

Special Meeting

September 21<sup>st</sup>, 2023

Village of Put-in-Bay

10:00 am

Mayor called the meeting to order at: 10:02 am

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

The purpose of this Special Meeting is for the council to act on the purchase of a new vehicle for the Water Treatment Plant.

The truck is a 2020, with 40K miles and the purchase price is \$23,400.00

Biery moved to approve the expenditure for the truck. Koehler second.

**Discussion:**

Supporting documentation was sent to Mayor and Council that stated a legal explanation of the Vehicle being an allowable expenditure from Fund 5102, Water Impact Fees/Capital Improvement Fund.

Fiscal Officer stated that there is \$202,744.20 available in Fund 5102, \$281,634.67 in Fund 2011 (Streets and Maintenance), or the other option would be to wait until January 1<sup>st</sup>, 2024 when the vehicle could be budgeted for.

Market expressed concern with the impact fee revenue paying for a vehicle, when the ordinance language states capital improvements made for the betterment of the water treatment plant.

Biery amended his motion to reflect the approval for the purchase of a new utility truck for the water treatment plant, for the cost of \$23,400.00, to be expended from Fund 5102 based upon the explanation from legal deeming the purchase allowable. Second by Koehler.

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

Market moved to adjourn. Second by Biery.

Roll: Voice Vote; all yes.

Meeting adjourned at 10:15am.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Attest:

\_\_\_\_\_  
Approved:

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, September 12<sup>th</sup>, 2023**  
**9:00 AM Village Town Hall**

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**Mayor Called Meeting to Order at 9:03 am.**

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

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**Agenda Additions:**

Mayor stated items that need to be added to the agenda:

1. The first payment for the police department new vehicle; ford expedition in the amount of \$11,893.43
2. Motion to direct the village administrator to coordinate with the Ottawa county engineer on the modification and repaving of the Village portion of Langram/Toledo and any grants that would coincide.

Motion to approve additional items to the agenda:

1. Biery
2. Stephens

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

Biery moved to approve the first payment of the Ford Expedition for the Police Department in the amount of \$11,893.43. Second by Cerny.

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

Biery moved to approve the direction of the Village Administrator to coordinate with the Ottawa County Engineer on the modification and repaving of Village portion of Langram and Toledo Ave and work on grants that would coincide. Second by Cox.

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

**ORDINANCES:**

**ORD: 1409-23 AMEND CRITERA FOR ISSUANCE OF LICENSE INTRO/EMERG**

KOEHLER ASKED LEGAL HOW DO THE BUSINESSES KNOW IF THEY ARE DELINQUENT WITH THEIR TAXES? LEGAL STATED SEVERAL OPTIONS; THE BUSINESS COULD CHECK WITH THE STATE, OR THE VILLAGE COULD FOLLOW THROUGH WITH A CHECK BOX ON THE BUSINESS LICENSE APPLICATION AS WAS TALKED ABOUT PRIOR. THE DISCUSSION OF TRANSPERACY OF NON-COMPLIANT BUSINESSES TOOK PLACE.

Biery introduced Ordinance 1409-23.

Cox moved to treat Ordinance 1409-23 as an emergency.

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

Biery moved to waive the three-reading rule for Ordinance 1409-23. Second by Cerny.

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

Market moved for ordinance 1409-23 to go in to effect immediately. Second by Biery.

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

**ORD: 1412-23**

**CORRECTION ORD NO. ERROR;  
VEHICLE LICENSING MORATORIUM**

**INTRO/EMERG**

Market introduced Ordinance 1412-13 as an emergency.

Stephens second the motion for Ordinance 1412-23 to be treated as an emergency.

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

Market moved to waive the three-reading rule for Ordinance 1412-23. Second by Biery.

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

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

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

**ORD: 1413-23**

**CORRECTING ORD NO. ERROR;  
SALARY AND COMPENSATION**

**INTRO/EMERG**

Cox introduced ordinance 1413-23.

Market moved to treat Ordinance 1413-23 as an emergency. Second by Cerny.

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

Market moved to waive the three-reading rule for Ordinance 1413-23. Second by Stephens.

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

Cox moved for Ordinance 1413-23 to go in to effect immediately. Second by Market.

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

**ACTION OF COUNCIL NEEDED:**

**Bills:**

Cox moved or the bills to be paid in September. Second by Koehler.

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

**Financials:**

Cox moved to approve the August 2023 Financial Reports (including All Purchase Orders, Supplemental Appropriations, and Mayor's Court, Utility Credits). Second by Koehler.

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

Cox moved to approve the Roetzel invoices \$18,809.50 for part of July and all of August Services. Second by Koehler.

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

Market moved to approve the contract with Roetzel Consulting Services/ Julius Ciaccia (attached). Second by Cox.

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

**Resort Tax Publication:**

Cox suggested action be taken after executive session.

**Minutes:**

Biery moved to approve the Meeting Minutes from August 1<sup>st</sup> and August 8<sup>th</sup>, 2023 Regular Meeting Minutes. Second by Stephens.

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

**Elevated Tank:**

Discussion took place on the timeline and bid amount of the elevated tank project. Village Administrator gave council the explanation of what Phase I and Phase II were for the water tower Project. The cost is higher than the original bid that was approved in 2019 due to inflation and cost of products. There is a difference of \$9,126.24, bringing the total cost of the project to \$56,793.50.

Market moved to approve. Cox second.

Fiscal officer asked if the motion was to include Nelson Tank invoice of \$780.00 as well.

Village Administrator stated to remove Nelson tank and break the approval up in to parts;

Market moved to rescind his motion; Cox moved to rescind his second.

Market moved to approve the additional \$9,126.24 to PIB Investments for elevated tank work to be expended out of water capital improvement fund, 5102. Second by Stephens.

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

Market moved to approve the \$56,793.50 total amount including the previously approved difference \$9,126.24 to be expended out of the water capital improvement fund, 5102.

Second by Stephens.

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

**Invoice:**

Market moved to approve the Air Technologies invoice for Qunicy air compressor (valves on filters), repair and replacement parts \$4,700.00. Second by Stephens.

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

**Petitions:**

Cox moved to authorize the village solicitor to prepare petitions for use by residents on Ibis Rd and East Point Boulevard regarding the potential installation of sewer service on those roads.

Second by Biery.

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

**Sewer Project:**

Discussion for approval of council's options for residents for East Point and Ibis sewer project took place.

Cox stated that this will be broken up in to four different motions:

1. Cox moved for council to compute the assessments based on linear frontage. Second by Market.

Koehler questioned what happens when a property has no frontage? Discussion took place.

Cox stated that this would be treated similar to living on a cul-de-sac.

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

2. Cox moved that the Village would be financially responsible for the projects if they move forward; road removal, grinding, paving, re-paving of the road, and costs to be expended out of the Streets and Maintenance fund 2011. Second by Market.

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

3. Cox moved that the Village would pay 2% of the project costs including construction, technical and other if they move forward. Market second.

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

Legal stated that council will need to consider the time period in which the assessments will be paid. Life of a sewer system is typically 50 years; Nusser has seen assessments like this going no more than 20 years. Determination will need to be made now so property owners are aware of the time period of the repayment.

\*Lengthy discussion took place on finance options and how the assessment would be presented.

Cox stated the need for a motion for the Village to further look into finance options for the resident portion of the assessment.

Market suggested just agreeing on a time period of the assessment.

Market moved for a 20 year assessment. Stephens second.

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

Mr. Antau; Residents were promised the petitions on this day; questioned the status of them?

Cox stated that after the previous motions, legal and engineer will need to review.

Legal stated that they would be available at the end of the business day on Wednesday. They would be available for pick up and be sent USPS.

Discussion took place on the delivery/pick up/return of the petitions took place.

Mr. Cooks: the construction of the petition; why is there not a third column to state the choice to abstain? Market explained why there is not a third column; if resident does not want either, then they are directed to not sign the petition at all; then it gives the Village, by state law, more opportunity to assess the resident (33.1/3 percent).

There will also be an are to list all parcel numbers owned by the resident.

Mr. Titchner: What about undeveloped land receiving a tap?

Market stated that the Village will not put a tap on land that is not developed.

Joe Cerny directed the Village to look at ORC regarding curbside tap requirement.

#### **New Police Vehicle:**

Biery moved to approve the amended cost of the new police vehicle (Ford Expedition) for the amount of \$51,286.00. Cerny second.

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

Stephens moved to approve the D.R. Ebel invoice for the cost of upfitting the police department new vehicle in the amount of \$11,046.92. Second by Market.

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

Cerny moved to approve the invoice for Decals for new police vehicle in the amount of \$699.00. second by Biery.

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

#### **PUBLIC PARTICIPATION:**

Dave Shaffer: 557 Catawba Ave:

Golf Cart rental companies should be denied a business license for no remittance of the vehicle licensing tax.

Thanked Judy and council members for their commitment to the Village for the future.

Kathi Spayde: Conlan Road:

Bathing Beach reconstruction from Federal Monument project.



Questioned if there was a contract between the Village and the Fed's for the use of the Village property? Council stated there was no contract signed.

**COMMITTEE REPORTS:**

**Streets and Safety Committee:**

Biery and Cerny have been researching different parking solutions, including "Text to Park" apps. It would include a parking ticket machine that would cost around \$5k for the first year.

\$249/month after that.

This would be used for the officers to issue tickets for parking violations, and the company would remit fines to the Village. If the ticket does not get paid then the company will go after the golf cart company or the individual themselves.

This will be discussed further in a committee meeting; yet to be scheduled.

**DEPARTMENTS:**

**Village Administrator:**

Lakeland Boating Magazine will be on the island Thursday at 11am to conduct a piece on the marina downtown.

Auger has spoke with the adjuster regarding the police department basement. Will be assessing the need for desks and other office furniture that was ruined in the storm.

Market directed Anne to speak with Kowalski on fuel for the winter.

**MAYOR REPORT:**

Questioned the place for pick up for the petitions? Auger stated that they will be at the Utility Department. The due date would be October 2<sup>nd</sup>, 2023 at 5:00 pm.

**PENDING ITEMS:**

Longevity pay

No discussion took place.

**Executive Session:**

Market moved for council for 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, and for matters to be kept confidential pursuant to state law. Second by Stephens.

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

Council entered executive session at 10:10 am

Cox moved to exit executive session. Second by Biery.

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

Council exit at 11:00 am.

**Previous Items for Action:**

**Resort Tax Publication:**

Cerny moved to approve the letter for publication in the PIB Gazette regarding resort tax non complaint businesses with the corrections made by council. Second by Biery.

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

Motion to adjourn made by Market. Second by Biery.

Roll: Voice Vote; all yes.

Adjourned at 11:03 am.

\_\_\_\_\_  
**Mayor**

\_\_\_\_\_  
**Date**

\_\_\_\_\_  
**Attest:**

\_\_\_\_\_  
**Date:**

*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, and for matters to be kept confidential pursuant to state law.*

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

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, September 5th 2023**  
**9:00 AM Village Town Hall**

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**Mayor Called Meeting to Order at 9:00 am**

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

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**Agenda Additions:**

Mayor Berry stated the following items to be added to the agenda:

1. Sheriffs dept Invoice in the amount of \$6,520.34
2. Traffic Stop invoice for PD uniforms throughout 2023 in the amount of \$4,174.24
3. Air Purifier purchase discussion
4. Security cameras on town hall.

Cox moved to approve those items to be added to the agenda. Second by Stephens

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

**ORDINANCES:**

**RESOLUTION 2-23**

**ACCEPTING TAX RATES**

**INTRO/EMERG**

**INTRO: MARKET**

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

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

Cox moved to waive the three-reading rule for resolution 2-23, second by Market.

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

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

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

**ACTION OF COUNCIL NEEDED:**

Market moved to approve the Bills to be paid in September. Second by Stephens.

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

Market moved to approve the Roetzel invoices in the amount of \$7,407.00. Second by Stephens.

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

Cox moved to approve the Law Enforcement Foundation reallocation of \$25k for vehicle Purchase recommendation. Second by Biery.

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

Cox moved to approve the 3 Deductible Billings for prior claims made for PD lawsuits. Second by Biery.

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

Market moved to table the approval of the Payments for Water Tower work, pay out of Water Capital Improvements to be reimbursed from loan. PIB Investments: (Phase 2 work) \$56,793.50, And nelson tank in the amount of \$780.00. Second by Biery.

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

Market moved to table the Air Technologies invoice for Qunicy air compressor (valves on filters), repair and replacement parts \$4,700.00. Second by Biery.

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

Biery moved to approve the Utility Credit to Don Gump \$ 35.58, finance charges reimbursed. Second by Cox.

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

**Items added to the agenda:**

Biery moved to approve the Sheriffs Dept Invoice in the amount of \$6,520.34, which includes \$2602.49 that was never billed to the village from 2021. Second by Market.

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

Biery moved to approve the Traffic Stop invoice in the among of \$4,174.24 for uniform purchases starting in January 2023. Second by Cerny.

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

Pending Discussion took place on air purifiers and security cameras.

**PUBLIC PARTICIPATION:**

Jim Antau: 183 Ibis/200 Sybil: Inquired about Sybil grant money. Provided copies of the grant to Mayor and Council. Asked council when the meeting will be to discuss the grant information with the public. Administration stated it has yet to be scheduled, but it will be soon.

Ed Fitzgerald: 272 Delaware: The Alley/easement behind the Brewery, Forge, Victory Station: Village should consider abandoning it.

Jodi Frimmel: PIBGC: Bathing beach discussion on the history past and present.

Dave Shaffer: Ashley's Island House/Catawba Ave: Resort tax and how transparent it is when it comes to knowing if your business is on the non-compliant list.

Laura Fogg: 1782 Airline Dr: Extreme flooding behind the Reel Bar and the Forge. Urges Village to look in to a lift station to redirect water when it rains that large amount.

Steve Cooks: Shore Villas: Questioned if the PD has a radar detector. Chief stated that they do. Speed checks are done frequently.

John Titchner: 300 east Point Blvd/Shore Villas: Asked when the meeting regarding the grant money received will talk place? Concerns with the process; residents should be 100% in the know when it comes to the projects and voting.

Bob Gatewood: Toledo Ave: Concerns with ES Wagner and the amount of dust the plant produces on the roads and in the air. Need to come up with solutions ASAP. Not healthy.

**COMMITTEE REPORTS:**

Cerny: 5 year projections due at the end of the month. Each department head is responsible for their departments.

Stephens: Golf Cart regulations are actively being discussed and addressed in committee meetings and will continue to be throughout the rest of the year.

Cox: Water and Sewer Committee will meet at 1pm.

Biery: working actively on the purchase of a new PD vehicle.

Kathi Spayde asked Village Administrator what happened to the flower box at the bathing beach? Auger replied that council voted not to replace it.

**MAYOR REPORT:**

Mayor Berry discussed meeting with representatives regarding police funding and housing. Very positive constructive meeting, but several options to generate revenue were shut down by Senator Gavarone; SIN tax and Income tax. Will continue to work with them and work towards ideas to generate revenue.

**PENDING ITEMS:**

Longevity pay

No further discussion.

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

Council entered at 10:09 AM.

Market moved to exit executive session. Second by Cerny.  
Roll: Stephens; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Council exit at 11:15 am.

Market moved to adjourn the meeting. Second by Cerny.  
Roll: Voice vote; all yes.  
Meeting adjourned at 11:16 am.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Attest:

\_\_\_\_\_  
Date

*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*

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, August 8<sup>th</sup>, 2023**  
**9:00 AM Village Town Hall**

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**Mayor Called Meeting to Order at 9:04 am.**

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

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**Agenda Additions:**

Motion to approve additional items to the agenda: Cox requested to add discussion and possible action to be taken on resort tax lien status.

1. Cox
2. Biery

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

**ORDINANCES:**

**ORD: 1405-23                                  AMENDED SALARY ORDINANCE                  INTRO/EMERG**  
**COX MOVED TO INTRODUCE THE ORDINANCE.**

**BIERY MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY COX.**

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

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

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

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

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

**ACTION OF COUNCIL NEEDED:**

Cerny moved to approve the July Financial Statements including: All Purchase Orders, Supplemental Appropriations, and Mayor's Court, Utility Credits. Second by Biery.

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

Cox moved to table the action on the 3 Deductible Billings – totaling \$45,000.00 until September meeting. Second by Biery.

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

Cox moved to approve Exhibit A – 2023 Water/Sewer Rates Effective July 2023 (correction to prior approved 2023). Second by Stephens.

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

Added Action to the Agenda: Resort Tax Lien Discussion and possible action:

Cox started the discussion on resort tax payment status and the document listing current liens on businesses that legal had provided to council. Questioned what the Village legally can do to collect these fees; what kind of pressure can be put on the businesses; publishing in the local newspapers can be an option.

Cox moved to authorize an article to be posted as an ad in the gazette stating lien status and monies owed to the Village of Put-in-Bay.

Legal stated that the enforcement is through the State, not the Village, which makes it challenging. The Village CAN take steps to address the situation with the business owners individually. Open letters in the newspaper, letters sent to the businesses directly are options.

Biery: Can business licenses be withheld?

Legal: Looking at the code, there is no basis to do so.

Cox: what can be done regarding businesses on the list that sell gasoline, beer and liquor? Legal will look in to liquor licenses and gasoline licenses and their status when there is a non-compliant business owner.

Legal will be able to draft a letter/ an ad in the local paper including the Lien List, Case No., and DBA name.

Cox moved to rescind his previous motion. Second by Stephens.

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

### **COMMITTEE REPORTS:**

Stephens: Need to have a follow up Golf Cart Regulation meeting to keep moving forward with the ordinance review. The committee met on 8/7/2023, and will continue to schedule regular future meetings.

### **PLANNING COMMISSION:**

Cox: The planning commission met on 8/1/2023; very large crowd. The vote on an accessory structure and parking spaces for the property being represented by Legends/John Blanke both passed.

### **DEPARTMENTS:**

#### **Chief of Police:**

Addressed Alabama incident with dockmaster. Plans for September 16<sup>th</sup>, 2023 possible crowds are being discussed. Extra reinforcement and officers are being sought out.

Lengthy discussion took place on federal/state enforcement, homeland security, mobile jails, gear, ammunition.

#### **Administrator:**

Stump was dug out of the promenade; looking into large planters that cannot be moved to fill the space. Will purchase one for now.

ODNR project: will have a call next week regarding lift stations and generators; this is regarding the state Park's plan for sewer line.

#### **Fiscal Officer:**

Re-cap on Finance/Audit Committee Meeting. Reports containing revenue and expenditure reports for halfway through the fiscal year were given to council to review.

### **LEGAL COUNSEL:**

Requested Executive Session for pending and Imminent litigation.

### **MAYOR REPORT:**

Discussed parking solution options for paid parking; committee chairs will continue to research. and report back.

ILYA negotiations for 2024 rates will take place in September. Biery and Don Dress have discussed fees.

Cerny has been directed to research SIN Tax and all related items.

There will be a meeting in August between Senator Gavarone, Joe Stephens, Department of

Development, DJ Swaringer, and the Mayor. Will report back on the details at the September Meeting with Council.

Stephens 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 Cox.

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

Council entered at 9:36 am.

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

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

Council exit at 10:10 am.

**OTHER BUSINESS:**

Berry discussed parking issues, and the number of spots each business is to provide for their customers. Need to make sure that the spots allotted for customers are not being used to rent golf carts out of. Will have to dig through zoning applications and approvals to see how many spots businesses are allotted and then see how many are actually being used for customer purpose.

Kelley's Island is hiring a firm to get lodging tax arrears straightened out; can the same thing be done for the Village?

Cox: Parking discussion on the language regarding the number of spaces for full size vehicles and golf carts will have to be looked at. The possibility of a cap on spots was also discussed. Conversations will be continued for the future.

Cox moved to adjourn. Biery second.

Roll: Voice Vote; all yes.

Meeting adjourned at 10:46 am.

\_\_\_\_\_  
Approved:

\_\_\_\_\_  
Date:

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Attest

**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*



**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, August 1<sup>st</sup>, 2023**  
**9:00 AM Village Town Hall**

---

**Mayor Called Meeting to Order at 9:01 AM.**

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

**Agenda Additions:**

Motion to approve additional items to the agenda:

\*Axon- \$7200.00

\*Roetzel- \$7407.00

3 Deductible Billings (discuss during executive session)

Biery moved to approve additional items to the agenda. Second by Cox.

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

**ACTION OF COUNCIL NEEDED:**

Cerny moved to approve the July 11<sup>th</sup>, Regular Meeting and July 17<sup>th</sup> Special Meeting Minutes.  
Second by Stephens.

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

Cox moved to approve the bills to be paid in August. Second by Biery.

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

Biery moved to approve the TREX Request for the Hardware Store, already previously approved during a special meeting in April. Second by Cerny.

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

Cox moved for three PIB Investments invoices in the amounts of \$750, \$1242.00, and \$1,826.83 for Water Treatment Plant be expended out of Fund 5202 Sewer Capital Improvement Fund. Second by Biery.

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

Market moved to approve Mr. Levine a sewer credit for water leak. Second by Cox.

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

Market moved to approve the 2 Emergency Water Treatment Plant Purchase Orders for chlorine monitors. Second by Biery.

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

**PUBLIC PARTICIPATION:**

Dave Shaffer: 557 Catawba Ave.

Concerns with enforcement of golf carts that are illegal, expired tags, and without wind shields. Recently counted 74 carts that were not street legal. Requested that the police department begin to look for these things and issue citations.

Dave Kniffen: Taxi Cab Owner.

Presented council with a few traffic congestions solutions; eliminate parking on the street except for a few select spots. Put the pressure back on the business owners to provide ample parking for their customers. Not the Village responsibility to provide parking for businesses. This will free up the street for traffic.

Sara Booker:

Hooligans is planning on having a ½ way to St. Pat's parade down Delaware on September 16<sup>th</sup>, 2023. Asked the Mayor and Police Chief about safety issues/conditions if the weekend is overwhelming busy. Mayor will speak with Chief and get back to Ms. Booker.

**COMMITTEE REPORTS:**

Safety and Streets Committee Meeting scheduled for Monday, August 7<sup>th</sup>, 2023 at 10:00am. Golf Cart Regulations will be discussed at this meeting.

**PLANNING COMMISSION:**

Cox will report at Aug 8<sup>th</sup>, 2023 meeting.

**COUNCIL BUSINESS:**

Cerny: Spoke with Motorola and radios for the Police Department should not be expected this year. Was approached by Progressive Insurance representative about flying banners and flags on A and C dock for the bash on the Bay concert days. Will pay up to \$5k per banner if allowed. Mayor will reach out to legal; Village does not allow solicitation.

**DEPARTMENTS:**

**Chief of Police:**

Chief Kimble welcomed any and all questions regarding July 21<sup>st</sup> – 23<sup>rd</sup> weekend. Several public participants asked what the Chief will have planned for next year regarding enforcement and police presence. Chief Kimble stated that he will properly staff the weekend with any and all law enforcement that he can have, as he has done in the past. He will be reaching out to the Highway Patrol and Fed's for mutual aid. Dave Shaffer thanked the PD for all of their hard work throughout the busy weekends.

**Village Administrator:**

Report items were discussed (see attachment in minutes)

**MAYOR REPORT:**

Looking into Auxiliary Police Department solutions. Started researching legalities and insurance Aspects of adding this to the department. Thoughts included a small number of people who would be properly trained to usher traffic, issue traffic tickets, and any other state required training for this position. Interaction with customers would be limited.

**PENDING ITEMS:**

Longevity pay

Market moved 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, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Council entered at 9:38 AM.

Cerny moved to exit executive session. Second by Biery.

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

Council exit at 10:27 am.

Cerny moved to approve the filing of civil litigation against Mark Mathys and his associated entities for violations of the Village of Put-In-Bay's Vehicle Licensing Ordinances. Second by Cox.  
**Roll: Stephens; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.**

Biery moved to adjourn. Second by Market.  
Roll: Voice vote; all yes.  
Meeting adjourned at 10:28 am.

*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*

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, July 11<sup>th</sup>, 2023**  
**9:00 AM Village Town Hall**

---

**Mayor Called Meeting to Order at 9:00 am**

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

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**ORDINANCES**

**ORD: 1404-23                      SHORT TERM RENTAL MORATORIUM                      INTRO/EMERG**  
MARKET INTRODUCED THE ORDINANCE.

MARKET MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY STEPHENS.  
Roll: Stephens; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

MARKET MOVED TO WAIVE THE THREE-READING RULE. SECOND BY COX.  
Roll: Stephens; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

COX MOVED FOR THE ORDINANCE TO GO IN TO EFFECT IMMEDIATELY. SECOND BY STEPHENS.  
Roll: Stephens; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**ORD: 1405- 23                      VEHICLE LICENSE MORATORIUM                      INTRO/EMERG**  
COX INTRODUCED THE ORDINANCE.

MARKET MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY COX.  
Roll: Stephens; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

MARKET MOVED TO WAIVE THE THREE-READING RULE. SECOND BY COX.  
Roll: Stephens; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

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

**ORD: 1406-23                      RECIND ORD 1338-23; PARKING PERMITS                      INTRO/EMERG**  
COX INTRODUCED THE ORDINANCE.

MARKET MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY STEPHENS.  
Roll: Stephens; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

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

STEPHENS MOVED FOR THE ORDINANCE TO GO IN TO EFFECT IMMEDIATELY. SECOND BY KOEHLER.  
Roll: Stephens; yes, Market; abstain, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**ORD: 1407-23**

**RULES AND REGULATIONS UPDATE**

**INTRO/EMERG**

MARKET INTRODUCED THE ORDINANCE.

COX MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY MARKET.

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

MARKET MOVED TO WAIVE THE THREE-READING RULE. SECOND BY STEPHENS.

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

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

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

**ACTION OF COUNCIL NEEDED:**

Market moved for approval of the June 6<sup>th</sup>, 2023 and June 13<sup>th</sup>, 2023 Regular Meeting minutes.

Second by Cox.

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

Market moved for the Bills to be paid in July. Second by Cerny.

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

Cerny moved to approve the June Financial Statements including: All Purchase Orders, Supplemental Appropriations, and Mayor's Court, Utility Credits. Second by Biery.

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

\*Senney Capital Recovery Agreement will remain tabled until the August meeting.

Market moved to table the approval of the Air Technologies invoice in the amount of \$6,093.69 for troubleshooting in March. Second by Cox.

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

Cox moved to approve the Kleinfelder contract for ODOD grant assessment updates in the amount of \$8750.00. Second by Market.

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

Cox moved to approve the Dockage Discount, weekend of "Xmas in July"; weekday rates for the weekend. Second by Biery.

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

**PUBLIC PARTICIPATION:**

David Kniffen – 1345 Warden Rd – PIB Ohio.

Concerns with the email he received regarding closing Delaware on the weekends to Taxi Cabs. Stated taxi cab contributions to the island; lots of island influence.

Donna Glisman – 1345 Warden Rd – PIB Ohio.

Presented council with a history of Taxi cabs on the island. Safety of cabs vs. golf carts.

Kyle Ramsey – 349 Lorain St – PIB Ohio

Asked council what their expectations with taxi drivers are. Concerns with parking issues dealing with larger than 4-seater golf carts.

Dave Shaffer – 557 Catawba Ave – PIB Ohio.

1 island, 1 government committee has been formed and are diligently working on the topic.

**COMMITTEE REPORTS:**

Cox: Will provide Planning Commission/Zoning update in August.

Biery: Dockwa has been implemented and going live hopefully this weekend. New CC readers are on the way, and Don Dress will be providing training to the dockmasters on how to use the new system.

Stephens: Flooding on 357; can ODOT provided assistance, and if not what can be done to alleviate the issue.

Cerny: Questioned the invoice from PIB Investments for \$1500 for a water leak on Catawba Ave. Village Admin stated it was a false alarm.

**DEPARTMENTS:**

**Chief of Police:**

Sergeant Eric Seitz briefed council with Stats and Call reports from June and the 4<sup>th</sup> of July. Radios are still backordered until August. The PD is utilizing county dispatch when they need to. Currently looking for grants for police vehicles.

**Administrator:** Monthly Report (**see attached**)

**Fiscal Officer:** Vehicle Licensing Fee; non-compliant  
Employees pay increase

**LEGAL COUNSEL:**

Discussion took place on the parties responsible for paying parking tickets when issued to a Rented golf cart, timely remittance, and quicker ticketing process.

**MAYOR REPORT:**

Working with Bayshore on a special event they have planned; the Village noise ordinance was Brought up. Market will work with the PD on decibel levels and ordinance enforcement.

**PENDING ITEMS:** Longevity pay

Market moved for council to enter executive session for the discussion of pending and imminent litigation, the safe of public property, also the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, and also for matters required to be kept confidential under state law per purposes of executive session.

Second by Biery.

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

Council entered at 10:12 AM.

Market moved to exit executive session. Second by Cox.

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

Market moved to approve a 2% pay rate increase to all full time Village employees effective the pay period of July 16<sup>th</sup>, 2023. Second by Biery.

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

Cox moved to increase appropriations to the general fund up to \$10,000.00. Biery second.

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

Market moved to adjourn. Second by Biery.  
Roll: Voice Vote; all yes.  
Meeting adjourned at 11:27 AM.

\_\_\_\_\_  
Approved:

\_\_\_\_\_  
Mayor:

\_\_\_\_\_  
Attest:

*Council may enter Executive Session for the discussion of pending and imminent litigation. R.C. 121.22  
Council may enter Executive Session for any items listed in R.C. 121.22*

## **Special Meeting**

Council of the Village of Put-in-Bay

June 23<sup>rd</sup>, 2023

9:00 AM

**HAS BEEN CHANGED TO 1:30 PM**

Put-in-Bay Town Hall

A Special Meeting has been called by the Mayor  
for Friday, June 23<sup>rd</sup>, 2023  
at 1:30 PM

Mayor Berry called the meeting to order at 1:30 pm.

The purpose of this Special Meeting is to take action on  
Ordinance 1405-23; amendments to chapter 858, licensing fees,  
And to discuss and take action on Dockwa System.

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

### **Ordinance 1405-23: Amendments to Chapter 858**

Intro: Market

Treat as Emergency:

1. Market

2. Biery

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

Waive three-reading rule:

1. Market

2. Biery

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

Effective Immediately:

1. Market

2. Biery

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

### **Action on Dockwa:**

Councilman Biery explained the Dockwa program and pricing for 12 months.

Cox moved to approve Biery to move forward and sign the contract with Dockwa, and also the  
expenditures for four additional iPads for the dockmasters. Biery provided the second.

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

**Cerny moved to adjourn the special meeting. Second by Biery.**

**Roll: Voice Vote; all yes.**

**Meeting adjourned at 1:40 pm**



**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, June 13<sup>th</sup>, 2023**  
**5:30 PM Village Town Hall**

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**Mayor Called Meeting to Order at 5:30 pm**

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

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**ORDINANCE**

**ORD: 1402-23                      AMENDED SALARY ORDINANCE                      THIRD/FINAL**  
Biery moved the third and final reading of Ordinance 1402-23. Second by Cox.  
Roll: Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**ORD: 1404-23                      SHORT TERM RENTAL MORATORIUM                      INTRO/EMERG**  
MAYOR GAVE EXPLANATION ON THE TOPIC.  
**INTRO: COX**

**ACTION OF COUNCIL NEEDED:**

**Approve:**                      4% pay increase for full time employees  
Will discuss after executive session.

Biery moved to approve Police Chief vacation hours (57) to be paid out at 50%, and the other 50% to be rolled over. 28.5 hours paid out and 28.5 hours rolled over. Second by Cerny.  
Roll: Koehler; yes, Cox; yes, Biery; yes, and Cerny; yes.

Cerny moved to approve the Compressor quote for \$47,705.00 to be expended out of Fund 5102. Second by Biery.  
Roll: Koehler; yes, Cox; yes, Biery; yes, and Cerny; yes.

Biery moved to approve the Aerzen Service on big blowers WWTP every two years in the amount of \$ 6,680.90. second by Cox.  
Roll: Koehler; yes, Cox; yes, Biery; yes, and Cerny; yes.

Village Admin explained the cost of equipment differences between different companies. Cerny would like to see the warranty and spec sheets.  
Cox moved to approve the Covalen quote for New Replacement pump (back up) Erie Street in the amount of \$ 8,476.00. Second by Koehler.  
Roll: Koehler; yes, Cox; yes, Biery; yes, and Cerny; no.

Biery moved to approve the Pesicka: First (of two) Escrow release in the amount of \$ 82,640.00. Second by Cox.  
Roll: Koehler; yes, Cox; yes, Biery; yes, and Cerny; yes.

Cerny moved to table the Senney Capital Recovery Agreement. Second by Biery.  
Roll: Koehler; yes, Cox; yes, Biery; yes, and Cerny; yes.

Cerny moved to approve the updates to the Village Housing contracts. Biery second.  
Roll: Koehler; yes, Cox; yes, Biery; yes, and Cerny; yes.

**PUBLIC PARTICIPATION:**

Dave Shaffer: Ashleys Island House.

Expressed a need for a taxi pickup and drop off stand. Addressed concerns with no remittance of vehicle licensing fee monies and repercussions for not paying.

Joe Cerny: Sybil Blvd.

Provided council with a petition signed by residents for parking permits to be enforced seasonally.

John Domer: 425 Langram

Concerns with safety on Delaware on the weekends.

**COMMITTEE REPORTS:**

Housing: Cox attending meeting last week, discussed need vs want and financing for new housing for Village employees. Biery spoke with Key Bank and Bond Council and was provided with financing options and interest rates.

Rules and ordinance Committee Meeting:

June 20<sup>th</sup>, 2023 at 9:00 am

Discussion: Taxis, Bathhouse hours of operation and parking permits.

Biery: Dock Committee Chair; will have dock updates in July.

**PLANNING COMMISSION:**

Cox provided an update from the meeting last week. RHB plans are tabled, and Vixens group may submit new plans in the future.

**DEPARTMENTS:**

**Chief of Police:**

Provided a new vehicle quote to council for their review. Handed out stat/calls sheet Roll: Koehler; yes, Cox; yes, Biery; yes, and Cerny; yes. for the previous week. Will reach out to Motorola for an update on the radios.

Briefed council on the weekend.

**Administrator:**

Provided council with updates on;  
Bathing Beach – now opened. New posting area outside of TH. Playground mulch was delivered. New flags went up on Delaware. Docks had a \$22k weekend.

Some vandalism occurred at the BH; hours of operation were discussed.

**LEGAL COUNSEL:**

Provided council with an update on Coop's Cabs; Village will file a response to their filed memorandum.

**MAYOR REPORT:**

Very concerned with traffic flow around Delaware; will meet with Chief. Discussed the following; potential of regulating taxi routes (not to include downtown); Alcohol in the Town Hall; waiting to hear back from insurance.

Cerny moved to enter executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Second by Cox.  
Roll: Koehler; yes, Cox; yes, Biery; yes, and Cerny; yes.

Council entered at 6:40 pm.

Cerny moved to exit executive session. Second by Biery.  
Roll: Koehler; yes, Cox; yes, Biery; yes, and Cerny; yes.

Council exit at 6:51 pm.

Biery moved to direct legal to research liens for non payment of resort tax and for them to be published in local newspaper. Second by Cox.

Roll: Koehler; abstain, Cox; yes, Biery; yes, and Cerny; yes.

Mayor will have the bike rack in the back of the townhall moved to free up space for PD parking.

Cox moved to adjourn. Second by Biery.

Roll: Voice Vote; all yes.

Meeting adjourned at 7:00 pm.

*Council may enter Executive Session for the discussion of pending and imminent litigation. R.C. 121.22*  
*Council may enter Executive Session for any items listed in R.C. 121.22*

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, June 6<sup>th</sup>, 2023**  
**9:00 AM Village Town Hall**

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**Mayor Berry called the Meeting to Order at 9:01 am.**

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

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**Agenda Additions:**

- Approve utility rate ordinance
- Approve Pesicka return credit \$ \$908.26
- Approve compiled Utility Rules & Regulations to read smoothly
- New Liquor License notice
- Ordinance approving Fiscal Officer to reside outside of the Village

Motion to approve additional items to the agenda:

1. Market

2. Cox

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

**ORDINANCE**

**ORD: 1338-23                      PARKING PERMITS - AMENDED                      INTRO/EMERG**  
**(WILL VISIT LATER IN THE MEETING)**

**ORD: 1402-23                      AMENDED SALARY ORDINANCE                      SECOND**  
COX MOVED THE SECOND READING OF ORDINANCE 1402-23. SECOND BY MARKET.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes, and Cerny; yes.

**ACTION OF COUNCIL NEEDED:**

Market moved to approve the May 2<sup>nd</sup> and May 9<sup>th</sup>, 2023 regular meeting minutes. Second by Cerny.

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

Market moved to approve the Bills to be paid in May. Second by Biery.

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

Biery moved to approve the May Financial Statements including: All Purchase Orders, Supplemental Appropriations, and Mayor's Court, Utility Credits. Second by Market.

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

Cox moved to approve the most recent Committee seats and chairs of committees. Second by Stephens.

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

Cox moved to approve \$13,961.59 for playground equipment from 2044 Community Playground Fund, including the matching grant that was received. Second by Biery.

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

Cox moved to approve the OPWC Payment: \$23,317.29 and OWDA \$161,086.10 for debt

service. Second by Cerny.

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

Cerny moved to approve the Carter Lumber invoice \$951.44 for blacktop patches to be expended out of Fund 2011 Streets Maintenance. Second by Biery.

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

Stephens moved to approve \$50k to replace 2 compressor at the WTP to be expended out of 5102 WTP Capital Improvement Fund. Second by Cox.

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

Cox moved to approve one round-trip passenger ferry fee per week retroactive to June 1<sup>st</sup> 2023 for part time police officers. Second by Biery.

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

Market moved to approve the utility rate ordinance final copy. Second by Cox.

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

Market moved to approve the Pesicka return credit in the amount of \$908.26. Second by Cerny.

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

Cerny moved to approve the compiled Utility rules and regulations to read smoothly with minor language changes. Second by Biery.

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

#### **PUBLIC PARTICIPATION:**

Dave Kniffen; Checker Cab.

Concerns with taxi fees increasing.

Dave Shaffer: Ashley's Island House.

Addressed forming a committee for "One island, One Gov't". Vehicle licensing fee stickers and concerns of the repercussions for non-payment.

Steve Cooks: Shore Villas.

1 pillar at the end of the road on Shore Villas has rebar sticking up; safety concerns.

Rick Price: Chapman Rd.

Concerns with golf cart parking on Delaware; why not include 6 person carts.

Dan Savage: Historical Museum.

Concerns with parking behind the Townhall and his private lot.

#### **COMMITTEE REPORTS:**

Cox: Safety and Streets Com. Met and discussed several solutions for spring fisherman parking. Requesting a Property and Town Hall Committee Meeting for Thursday at 9:00 am to discuss employee housing for the Village.

Market: Requesting between now and September 1<sup>st</sup> that each committee chair meet and discuss ways to trim the budget for 2024.

Stephens: Is providing a motion to pause the parking permit ordinance until Jan 1, 2024 for various reasons including clarity of the ordinance and details regarding signage and purchase. Koehler seconded the motion.

\*Lengthy discussion took place.

Stephens restated her motion as moving to pause the enforcement of ordinance 1338-23 until further action of council. Koehler second.

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

Motion does not pass.

Biery moved to pause the enforcement of Ordinance 1338-23 parking permits, until further council action no later than July 11<sup>th</sup>, 2023. Second by Cerny.

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

### **DEPARTMENTS:**

#### **Chief of Police:**

Seitz gave report on stats and calls for the previous month. Provided council with a vehicle maintenance update, along with the status of the radios and new interviews.

#### **Administrator:**

**(See Report)**

#### **Fiscal Officer:**

Looking for council direction on appeal of new liquor license for the Islander Inn. Council directed F.O. to appeal the request until further information is given.

### **LEGAL COUNSEL:**

Will have DeRivera Park agreements next week.

### **MAYOR REPORT:**

Police Chief Vacation hours rollover and requesting an Executive Session for pending and Imminent litigation and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.

### **PENDING ITEMS:**

Longevity pay

4% pay increase for full time employees

Market moved for council to enter executive session for pending and Imminent litigation and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Second by Biery.

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

Council entered at 10:44 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 11:10 am.

Cox moved to adjourn the regular meeting. Second by Biery.

Roll: Voice vote; all yes.

*Council may enter Executive Session for the discussion of pending and imminent litigation. R.C. 121.22  
Council may enter Executive Session for any items listed in R.C. 121.22*

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, May 2<sup>nd</sup>, 2023**  
**9:00 AM Village Town Hall**

---

**Mayor Berry called the meeting to order at 9:03 am.**

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

---

**Agenda Additions:**

**Amend ordinance 1403-23 to reflect new pricing.**

Motion to approve additional items to the agenda:

Cox, first and Market second.

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

**ORDINANCES:**

**ORD: 1338-23                      PARKING PERMITS                      THIRD/FINAL**  
CERNY MOVED TO APPROVE THE THIRD AND FINAL READING. SECOND BY COX.  
Roll: Stephens; yes, Market; abstain, Koehler; no, Cox; yes, Biery; yes, Cerny; yes.

**ORD: 1401-23                      COUNCIL COMPENSATION                      THIRD/FINAL**  
CERNY MOVED THE THIRD AND FINAL READING OF ORDINANCE 1401-23. SECOND BY MARKET.  
Roll: Stephens; yes, Market; yes, Koehler; no Cox; yes, Biery; yes, Cerny; yes.

**ORD: 1402-23                      SALARY ORDINANCE                      INTRO/EMERG**  
BIERY INTRODUCED THE ORDINANCE.  
THIS WILL SERVE AS THE FIRST READING.

**ORD: 1403-23                      APPROVING LOWEST BID                      INTRO/EMERG**  
**(ELEVATED WATER TANK PROJECT)**  
BERRY STATED THAT AT THE WATER/SEWER COMMITTEE MEETING THAT TOOK PLACE AT 8:30 AM 5-9-2023, THE BID AMOUNT HAD BEEN LOWERED TO NOT TO EXCEED \$473,400.00 DOUG NUSSER WAS IN ATTENDANCE AND GAVE COUNCIL EXPLANATION ON THE OPTIONS AND CHANGES.  
MARKET INTRODUCED THE ORDINANCE AS AMENDED.

MARKET MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY COX.  
Roll: Stephens; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

MARKET MOVED TO WAIVE THE THREE-READING RULE. SECOND BY COX.  
Roll: Stephens; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

MARKET MOVED FOR THE ORDINANCE TO GO IN TO 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 April Financial Statements including: All Purchase Orders, Supplemental Appropriations, and Mayor's Court, Utility Credits. Second by Biery.  
Roll: Stephens; abstain, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Cox moved to authorize the Village Administrator to move forward with the Griffin Striping Quote not to exceed \$24,224.00, contingent on the Fire Marshalls direction of the diagonal parking spots on Delaware Ave. Second by Cerny.

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

Koehler moved to approve the addition of Pamela Stephens to the Village of PIB signature pages, First National Bank accounts. Second by Market.

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

Cox moved to approve the Utility department credit card purchase in the amount of \$1,606.80 for Grainger retroactive to April 1<sup>st</sup>, 2023. Second by Market.

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

Market moved to approve the P.O. for Covalen; 2 spare pumps totaling \$11,138.00. Cox second.

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

### **PUBLIC PARTICIPATION:**

Dave Shaffer 557 Catawba Ave.

Concerns on raising Vehicle Licensing Tax from \$50 to \$100/cart.

Where will Mathys golf carts be parked when he builds on the lot that they are current being stored

Questioned if there is an additional way the public can be notified of meetings.

Interested in leading a survey group on the topic "One Island, One Government" if council see's fit.

Barbara Rowles:

Provided council with an update of the monument seawall project.

### **COMMITTEE REPORTS:**

Cox provided a housing update; still working with Mike Russell on options for the Village.

Biery asked about the sewer line for the monument plaza project.

Streets Committee; will need to come up with a road project projection report.

Village Administrator will talk with the Township about putting a mirror up on Lakeview Rd to monitor the dangerous corner.

### **PLANNING COMMISSION:**

Renee Market spoke with John Blanke regarding the intent of his business and the name.

### **DEPARTMENTS:**

#### **Chief of Police:**

Sharing grant information with Geneva on the Lake; very similar in structure.

Department of Public Safety training will take place on Thursday May 11<sup>th</sup>, 2023.

#### **Village Administrator:**

Cox: Air Compressor update? V.A.stated that the EPA and the engineers are currently corresponding with eachother; should have an answer by late today.

Biery: Lots of parking issues with the fishermen and their trucks/trailers. Berry suggested the Streets and Safety Committee should meet to discuss solutions.

### **LEGAL COUNSEL:**

Request for Executive Session for the discussion of pending and imminent litigation and compensation of a public employee.

### **MAYOR REPORT:**

Taxi Ordinance: can be reviewed by committee and changes to language made.



**PENDING ITEMS:**

Longevity pay;  
4% pay increase for full time employees.

Cox extended an invitation to Dave Shaffer to sit in on the first portion of Executive Session for the discussion of pending and imminent litigation. Legal gave directions on what portion of what parts of the session that public would be allowed to be involved in.

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

Second by Cerny.

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

Council enter executive session at 10:01 AM.

Cox moved council exit executive session. Biery Second.

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

Council exit executive session at 10:55 am.

\*Stephens excused from meeting at 10:26 am.

***For Public Record:***

Market stated that the Village has not received requested information, payment, cooperation or settlement with the Township trustees for over 5 months since notice, therefore will move that the Village pursue all legal remedies including litigation to collect monies owed from the Township for police services. Second by Cerny.

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

Biery moved to adjourn the meeting. Cerny second.

Roll: Voice vote; all yes.

Meeting adjourned at 10:55 AM.

Attest: \_\_\_\_\_

Mayor: \_\_\_\_\_

Date: \_\_\_\_\_

***Council may enter Executive Session for the discussion of pending and imminent litigation. R.C. 121.22  
Council may enter Executive Session for any items listed in R.C. 121.22***

**REGULAR MEETING MINUTES**

**Village of Put-in-Bay Council**

**Tuesday, May 2<sup>nd</sup>, 2023**

**9:00 AM Village Town Hall**

---

Mayor Berry called the meeting to order at 9:00 AM.

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

Mayor Berry appointed Pamela Stephens for council.

Oath was administered to Ms. Stephens.

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**Agenda Additions:** Amend agenda to assign Ms. Stephens to committees.

Cox moved to amend the agenda, Market second.

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

Council discussion took place on committee seats.

Moved to approve Stephens to replace Biery on the Finance/Audit, Water/Sewer, and Cox on Safety/Streets. Committees. Second by Biery.

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

**ORDINANCES:**

**ORD: 1338-23**

**PARKING PERMITS**

**THIRD/FINAL**

CERNY MOVED TO TABLE, BIERY SECOND.

DISCUSSION TOOK PLACE ON WHAT MORE DIRECTION IS NEEDED TO MOVE FORWARD.

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

**ORD: 1401-23**

**COUNCIL COMPENSATION**

**SECOND**

MARKET MOVED THE SECOND READING. SECOND BY BIERY.

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

**ORD: 1402-23**

**SALARY ORDINANCE**

**INTRO/EMERG**

MARKET WOULD LIKE COUNCIL TO DISCUSS IN EXECUTIVE SESSION BEFORE ANY ACTION IS TAKEN.

**ACTION OF COUNCIL NEEDED:**

**MINUTES:**

April 11<sup>th</sup>, 2023 Regular Meeting Minutes, April 24<sup>th</sup>, 2023 Special Meeting Minutes

Market moved to approve the above listed minutes. Second by Biery.

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

**BILLS:**

Market moved to approve the bills to be paid in May. Second by Cerny.

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

Cox moved to approve the Townhall propane Re-route to remain above ground, and to allocate up to \$20k and to provide access to future generator as well as the Townhall heating system. Biery second.

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

Market moved to approve the Roetzel Invoice for services provided through March 31<sup>st</sup>, 2023 in the amount of \$9230.00. Second by Biery.

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

Griffin Striping Quote: Option 1 or 2 for Village Road striping  
Will be discussed at the May 9<sup>th</sup>, 2023 meeting.

Village Administrator discussed the 1<sup>st</sup> contract amendment for \$50,135.00 for the elevated tank Project. Doug Nusser further explained the cost increase.  
Market moved to approve the increase of \$14,250.00 to the already approved amount of \$35,885, bringing the total to \$50,135.00 in the amended contract. Second by Stephens.  
Roll: Stephens; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

Biery moved to approve the Kleinfelder Capital Recovery Contract; \$3,200.00 (Annual consumer confidence report). Second by Market.  
Roll: Stephens; abstain, Koehler; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

**PUBLIC PARTICIPATION:**

Shelby and Ryan Iddon – 155 Chapman Rd  
Provided the council with their business intent with Noddis Java, a coffee and sandwich shop that will be located in front of the Picnic Basket by the Boathouse.

Ty Winchester – 240 Delaware Ave  
DeRivera Park Trustee: Status on Sale of property  
Chamber Of Commerce: June 12<sup>th</sup>, 2023, will be PRIDE Event. Briefed council on events of the day.

**COMMITTEE REPORTS:**

Cox: Working on draft drawing of potential housing options.

**PLANNING COMMISSION:**

Cox: Briefed council on last planning commission meeting. (See report in minutes)

**DEPARTMENTS:**

**Chief of Police:**

Department of Public Safety will be on the island May 11<sup>th</sup>, 2023 for training with Village PD.

Traveled to Geneva on the Lake with the Village Administrator and met with elected officials and other members of the municipality. Lots of similarities between them and the Village.

**Administrator:**

(See Report)

**Fiscal Officer:**

Vehicle Licensing Tax Letter sent out on Monday May 1<sup>st</sup>, 2022

**LEGAL COUNSEL:**

Requests an executive session for pending and imminent litigation.

**MAYOR REPORT:**

Status of the MOU with the school – Legal stated that she will reach out to the schools legal representative and address edits and concerns.

Diagonal Parking Issue: briefed council on the fire marshals concerns with the angles parking on Delaware. Cerny measured spots and street width on Delaware and measurements were cohesive with the fire safety code. Will need to reach out to Fire Chief Dobos and get contact information for the Marshalls that were here to ask them specifically what was discussed.  
Sent out letter of appreciation to Mayor Dress for her service on council and as Mayor.

Taxi Issues: Need to schedule a Rules/Ordinance Committee meeting to discuss the current Taxi Ordinance. Companies are not abiding by what is stated in the ordinance for hours of pickup.  
Rules and Ordinance Committee Meeting: Scheduled for Monday May 8<sup>th</sup>, 2023 at 9:00 am for the discussion of the current Taxi Ordinance.

**OTHER BUSINESS:**

Doug Nusser provided council with drawings of the water tower proposal. Discussion took place.

**PENDING ITEMS:**

Longevity pay  
4% pay increase for full time employees

**EXECUTIVE SESSION:**

Market moved to enter Executive Session for the discussion of Pending and Imminent Litigation, the sale of Public Property, and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Second by Biery.

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

Council entered at 10:10 am.

Cox moved to exit executive session. Second by Cerny.

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

Cox moved to table Ordinance 1402-23; Amended Salary Ordinance. Biery second.

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

Cox moved to adjourn. Second by Market.

Roll: Voice Vote; all yes.

Meeting adjourned at 11:12 AM.

\_\_\_\_\_  
Approved:

\_\_\_\_\_  
Attest

\_\_\_\_\_  
Mayor Judith Berry

\_\_\_\_\_  
Date:

*Council may enter Executive Session for the discussion of pending and imminent litigation. R.C. 121.22  
Council may enter Executive Session for any items listed in R.C. 121.22*

Special Meeting  
Council of the Village of Put-in-Bay  
Monday April 24<sup>th</sup>, 2023.

Mayor Berry called the meeting to order at 9:02 am  
Roll: Market, Koehler, Cox, Biery, and Cerny all present.

Mayor stated the purpose of the special meeting:

1. Council to vote in new council member
2. The purchase of new police department radios
3. Discussion and potential action on liquor license
4. Approve to replace current scroll compressor units.

Vacant council seat; Mayor invited two interested parties to introduce themselves;  
Phil Hahn and Pam Stephens

Floor is open to nominations:  
Market nominated Pam Stephens;  
Biery nominated Phil Hahn

Mayor closed the floor for nominations.

Mayor asked council to vote for new member through ballot process. Mayor collected ballots, and new member of Council for the Village of Put-in-Bay is Mr. Phil Hahn.

**New Police Radios:**

Total cost of radios was discussed. The Law Enforcement Board approved the expenditure of \$25,000.00 from Fund 2904, and the remaining amount to be expended from the police operating fund.  
Cox moved to approve the recommendation of the Law Enforcement Board and to proceed with the radio purchase using \$25k from Fund 2904 and remaining amount from police operating fund. Cerny second.  
Roll: Market; yes, Koehler; yes, Biery; yes, Cox; yes, and Cerny yes.

**Scroll Compressor:**

Replacement of the two units. Cerny expressed concerns. Legal and Kleinfelder need to be involved in this process. Market stated to go with the recommendation from the water department on what needs to be replaced with the failures of equipment.  
Village Administrator spoke with the EPA, and different type of compressor is being evaluated.  
\*Discussion took place on warranty status, timeline of new equipment, and what the water department needs to do to move forward.

Cox moved that pending EPA approval for oil screw compressor, the Village will authorize up to \$50k to for purchase and installation replace the existing modular style for the ozone units. Second by Biery.  
Roll: Biery; yes, Cox; yes, Market; yes, Koehler; yes, Cerny; yes.

**Liquor License:**

Chris Cooper submitted for a C Liquor License that is strictly carry-out. This license will be C1 and C2, and D6 on Sundays.

Biery moved to approve this license as strictly carry-out. Second by Cerny.  
Roll: Biery; yes, Cerny; Yes, Market; no, Koehler; yes, Cox; no.

Motion to adjourn: Biery. Second: Market.  
Roll: Voice vote; all yes.

Meeting adjourned at 9:25 am.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, April 11<sup>th</sup> 2023**  
**9:00 AM Village Town Hall**

---

**Mayor Berry called meeting to order at 9:08 AM.**

**Roll: Market, Koehler, Cox, Biery, and Cox all present.**

---

**Agenda Additions: Village Administrator request 3 items to be added to the agenda:**

- 1. Sebring cost recovery agreement;**
- 2. New maintenance vehicle;**
- 3. Townhall propane re-route;**

Motion to approve additional items to the agenda:

Cox motion to approve the items to be added to the agenda; second by Cerny.

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

**ORDINANCES:**

**ORD: 1337-23                      AMEND DOCK CAPITAL IMP ORD.                      THIRD/FINAL**  
BIERY MOVED TO APPROVE THE THIRD AND FINAL READING. SECOND BY COX.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**ORD: 1338-23                      PARKING PERMITS                      THIRD/FINAL**  
COX SUGGESTED VOTING BUT CHANGING AMOUNTS; \$125 BASIC STICKER AND CREDITS ADJUSTED ACCORDINGLY.  
EXAMPLE: VILLAGE RESIDENT: \$25 UP TO 2 VEHICLES AND TWP RESIDENT: \$50 UP TO 2 VEHICLES.  
DISCUSSION TOOK PLACE ON FEE SCHEDULE FOR TOWNSHIP AND VILLAGE RESIDENTS.  
CERNY MOTION TO TABLE, BIERY SECOND.  
Roll: Market; yes, Koehler; yes, Cox; no, Biery; yes, Cerny; yes.

**ORD: 1401-23                      COUNCIL COMPENSATION                      INTRO/EMERG**  
BIERY INTRODUCED THE ORDINANCE.  
THIS WILL SERVE AS THE FIRST READING.

**ORD: 1402-23                      AMEND SALARY ORDINANCE                      INTRO/EMERG**  
\*AFTER EXECUTIVE SESSION

**ACTION OF COUNCIL NEEDED:**

Additional items:

**Sebring CRA:**

Biery moved to approve the Sebring Cost Recovery Agreement. Second by Market.

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

**New Maintenance Vehicle:**

Village Administrator gave explanation on the need for a new vehicle for the Maintenance Dept.

Cox motioned to table; Biery second.

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

**Townhall Propane Re-route:**

Lengthy discussion took place.

Biery moved to table. Second by Cox.

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

Cerny moved to approve the April 4<sup>th</sup>, 2023 Regular Meeting Minutes, and April 6<sup>th</sup>, 2023 Special Meeting Minutes. Second by Biery.

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

Market moved to approve the March Financial Statements including: All Purchase Orders, Supplemental Appropriations, Payroll, and Mayor's Court, Utility Credits. Second by Biery .

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

Biery moved to approve Mr. Chellis to be hired to fill SRO position, \$28/hour, as of April 17<sup>th</sup>, 2023, with 6 month probation period starting April 17<sup>th</sup>, 2023. Second by Market.

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

Biery moved to approve to remove Jessica Dress from all First National Bank signature pages for all Village bank accounts. Second by Cerny.

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

**Approve:** Wage updates and approval for Salary for new operator

**Approve:** Wage increase for Dockmasters and Bathhouse employees

**\*The two items above will be discussed after executive discussion.**

**Compressor Discussion:**

Compressor discussion and subsequent approval for future action; Harry Williamson presented council with the latest status of the WTP compressors at the Sybil Plant. The replaced parts are no longer working; explanation of the origin and installation of the initial system; Village Admin has received a quote from Air Technologies for new compressors.

Mayor Berry Recommendation: Market to sit down with Water/sewer Committee and legal, and move forward ASAP. Cox suggested contacting B&G. Kleinfelder is currently searching for the warranty. The approximate cost will be \$50k to replace 1 compressor.

Biery moved to table. Cox second.

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

Biery moved to approve the Core and Main Purchase Order \$12,500.00 for meters (12) and tools for hydrant repairs. Second by Cox.

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

**PUBLIC PARTICIPATION:**

Joe Cerny; Sybil Blvd: Comments on issues with ozone and liability responsibility.

Sara Booker; Bayview Ave; Asking permission o put a traffic mirror on the telephone pole at the end of the Hooligans Alley. Council directed her to speak with Ohio Edison, as it is their pole.

**COMMITTEE REPORTS:**

1. Safety and Streets Committee Meeting: 9:15 AM for Parking discussion.

2. Special Meeting has been called by the Mayor for 4/24/2023 at 9:00 AM for the following:

Vote in new council member;

Purchase of police radios;

Discussion and potential action on liquor license.

**DEPARTMENTS:**



**Chief of Police:**

Several PIB officers will train with Sheriffs Dept on proper dispatch and radio conduct;  
Active shooter training will take place next week;  
2 replacements have been selected for the Law Enforcement Foundation Board.

**Administrator:**

Water Tower Phase II- foundation work is currently being done by PIB Investments.

**Fiscal Officer:**

General Liability and MOLL Insurance meeting update

**Zoning/Planning Commission:**

No Discussion

**Executive Session:**

Cox moved for council to enter Executive Session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Second by Biery.

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

Enter at 10:20 am.

Market moved to exit Executive Session. Second by Biery.

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

Exit at 10:55 am.

**ORD: 1402-23                      AMEND SALARY ORDINANCE (1330-22)                      INTRO/EMERG**  
\*FISCAL OFFIER STATED THIS ORDINANCE WILL AMEND THE CURRENT SALARY ORDINANCE TO INCLUDE THE SCHOOL RESOURCE OFFICER POSITON AND PAY RANGE.

BIERY INTRODUCED THE ORDINANCE.

MARKET MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY; SECOND BY BIERY.

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

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

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

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

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

CERNY MOVED TO ADD THE FOLLOWING TO 1402-23 SALARY ORDINANCE AMENDED:

1. ADD INTERN POSITION FOR UTILITIES DEPARTMENT: \$15-\$18.00/HOUR;
2. NO LICENCE BEARING OPERATOR IN TRAINING: \$18-\$23:00/HOUR.

SECOND BY BIERY.

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

Biery moved to approve Janet Benton pay increase of \$.50/hour Cerny second.

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

Biery moved to approve Jennifer Fuchs pay increase of \$.50/hour. Second by Market.

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

Cerny moved to approve Naomi Guerra Pay increase of \$1.00/hour. Market second.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Council discussed additional 4% pay increase for full time employees; longevity pay options.

Cox moved to approve the New WTP Operator hire: Jake Justice as a "no license/OIT" at \$ 21.00 per/hr with a six month probation period from hire date in May. Salary to increase to \$25.00 per/hr. once Class 1 license is received. Second by Koehler.

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

**Other Business:**

Market brought to council attention the name of Mr. Blanke's new business is stated as "Vixens". His other businesses that operate under this name in different locations are businesses that are strictly prohibited in the Village of Put-in-Bay where he is building. Will speak with Susan.

Market moved to adjourn. Second by Biery.

Roll: Voice Vote; all yes.

Adjourned at 11:00 AM.

Approved: \_\_\_\_\_

Mayor Judith Berry: \_\_\_\_\_

Attest: \_\_\_\_\_

Council will enter Executive Session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official;  
Council may enter Executive Session for any items listed in R.C. 121.22

Special Meeting  
Council of the Village of Put-in-Bay  
Thursday April 6<sup>th</sup>, 2023

Mayor Berry called the meeting to order at 1:02 pm  
Roll: Market, Koehler, Cox, Biery, and Cerny all present.

Mayor stated the purpose of the special meeting:  
For the discussion of employee housing/property, and parking issues and permits.

Multiple golf cart rental company representatives were in attendance.

Cox recapped the committee meeting that took place on Monday, April 3<sup>rd</sup>, 2023.  
Discussed: options to generate revenue, and options of parking permits in the Village of PIB;  
Current proposed ordinance and council goals;

Public Discussion took place:  
Golf Cart rental busy season: dates, periods, number of carts rented, and the possibility of limiting the number of carts to be rented out.  
Non-Compliant businesses and repercussions, fines and tickets.  
Police department and the burden on them if parking permits are enacted.  
Pros and cons of permit stickers vs. metered parking spaces.  
Areas designated for public parking, allocating monies towards parking lots/ areas.

Discussion took place on where will generated revenue go, what can it be used for?

Berry stated that council wanted to include the rental companies and residents in the discussion to take in to account their thoughts and concerns when the time comes for council to make a decision.

Council will move forward with the second part of the meeting; Employee Housing and Property.

Mayor Berry discussed housing and the issues of being extremely limited. The Mayor passed out a housing diagram of current housing the Village has for its employees.

Paul Jeris spoke on several different types of mobile housing and park models that the Village could potentially purchase for employee housing.

Lengthy discussion took place on costs of new housing and existing housing upgrades.  
Council discussed long term plan for departments and the desperate need for housing.

Mayor will speak with dept heads to find out our lodging needs and report back to council.

Cerny moved to adjourn the special meeting. Biery second.  
Roll: Voice vote; all yes.

Meeting Adjourned.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, April 4<sup>th</sup> 2023**  
**9:00 AM Village Town Hall**

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**President Berry Called Meeting to Order at 9:10 am.**

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

**Susan Anderson present.**

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**Agenda Additions:**

Village Administrator presented two items to be added to the agenda:

1. Water Treatment Plant intern to be hired at \$15.00/hour
2. Anne Auger to roll over 90 hours of vacation time.

Motion to approve additional items to the agenda: Cox moved, Market second.

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

**Mayor Dress Resignation Letter**

Market moved to approve the resignation letter from Mayor Dress effective April 1<sup>st</sup>, 2023. Biery second.

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

**\*Oath of office was administered to President of Council Judith Berry to assume the Mayoral position for the remaining term of 2023 effective April 4<sup>th</sup>, 2023.**

**Mayor Berry opened the floor for President of Council nominations:**

Koehler moved to nominate Jacob Market. **Biery second.**

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

(Floor closed for nominations)

Biery moved to approve Jacob Market as the only nominee to the position of President pro Temp for the Village of Put-in-Bay. Second by Cox.

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

**Approve:** Berry Replacement on committees.:  
Safety/ Streets: Chair to be replaced by Cox  
Water/Sewer- to be replaced by Biery  
Property/Projects/Town Hall- to be replaced by Market.

Market moved to approve the above chair seats. Second by Cerny.

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

**ORDINANCES:**

**ORD: 1337-23                    AMEND DOCK CAPITAL IMP ORD.                    SECOND**  
BIERY MOVED THE SECOND READING. COX SECOND.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**ORD: 1338-23                    PARKING PERMITS                    THIRD/FINAL**  
COX MOTION TO TABLE, CERNY SECOND.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**ORD: 1339-23                      DOCK RATES 2023                      THIRD**  
BIERY MOVED THE THIRD AND FINAL READING OF ORDINANCE 1339-23. SECOND BY COX.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**ORD: 1400-23                      RULES AND REGS UPDATE                      THIRD**  
BIERY MOVED THE THIRD AND FINAL READING OF ORDINANCE 1400-23. SECOND BY MARKET.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**ORD: 1401-23                      COUNCIL COMPENSATION                      INTRO/EMERG**  
\*TO BE DISCUSSED AFTER EXECUTIVE SESSION.

**ACTION OF COUNCIL NEEDED:**

Cerny moved to approve the March 14<sup>th</sup>, 2023 Regular Meeting Minutes. Second by Market.  
Roll: Market; yes, Koehler; abstain, Cox; yes, Biery; yes, Cerny; yes.

Cox moved for the April Bills to be paid. Second by Biery.  
Roll: Market; yes, Koehler; abstain, Cox; yes, Biery; yes, Cerny; yes.

March Financial Statements including: All Purchase Orders, Supplemental Appropriations, and Mayor's Court, Utility Credits.

\*Fiscal Officer will have them prepared for the April 11<sup>th</sup>, 2023 Regular Meeting.

Biery moved to approve the American Legion Memorial Day Services allocation of \$500.00. Second by Cox.

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

Biery moved to approve the Dock Debt Service Payment; Interest only \$65,012.50. Second by Cox.

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

Market moved to approve the Recredit Pesicka \$458.12 due to a housekeeping error. Cox second.

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

Legal and Village Administrator explained the Capital Cost Recovery Agreement. Cox moved to table. Second by Market.

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

Agenda Additions:

1. Cox moved to approve the hire of a water treatment plant intern at the payrate of \$15.00/hour. Second by Market.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.
2. Discussion on rolling over vacation time took place. Council agreed to table until further discussion takes place in executive session.

**PUBLIC PARTICIPATION:**

Joe Cerny; 269 Sybil: Will be putting up a 5 MPH sign at the end of his driveway.

**COMMITTEE REPORTS:**

\*Safety and Streets Committee Meeting Report: Will discuss at the end of the meeting.

**COUNCIL BUSINESS:**

Koehler inquired about the hiring status of the docks for the summer.

## **DEPARTMENTS:**

### **Chief of Police:**

SRO has been hired and will start April 17<sup>th</sup>, 2023;  
Reached out to Motorola for a second quote for radios; quote has been received. Will circulate to council. Roughly \$27k is the total cost; will be applying for grants.

Ottawa County Sheriff's Department in attendance; Sheriff Levorchick spoke on the Township coverage for 2023, and radios. He has staffed 3 officers as of now, but would like to have 6- 8 for the season.

### **Administrator: (See Report)**

Market requested vehicle inventory list for the utility and streets departments.  
Discussion took place on housing and units available. V.A. circulated housing inventory diagram to council.  
Cox would like to schedule a Property/Housing committee meeting; possible dates were discussed.

### **Fiscal Officer:**

1. Law Enforcement Foundation Board member replacement: 2 seats available
2. Vehicle Licensing Tax – Letters for reporting go out May 15<sup>th</sup> and are due June 15<sup>th</sup>.

## **LEGAL COUNSEL:**

Request Executive Session for Pending and Imminent Litigation, Compensation of public officials, and the sale of public property.

## **MAYOR REPORT:**

Berry: still working with lobbyists on increasing revenues. Also spoke with Sean Riser from the BMV on a list of registered vehicles in the Village of Put-in-Bay.

## **Parking Discussion:**

Cox provided the council and public with a recap of the committee meeting that took place on April 4<sup>th</sup>, 2023. Several golf cart rental companies were in attendance.; Market stated that he has received multiple calls after the meeting was over regarding meeting discussion and parking. A lengthy discussion took place on the number of carts in the Village, the number of parking spots currently available, and the possibility of parking permits.

Koehler stated several issues with parking permits, including enforcement on private property, and resident vs. tourist fees.

Discussion on ticketing and enforcement took place, and destination of collected revenue.

Restrictions depend on whether it is a tax or a fee.

Designate the difference between commercial vehicles and rental vehicles.

Berry suggested taking it back to the committee to work out further details. Also discussed how many golf carts are in the village and township; residential and rental company owned.

Special Meeting will be scheduled for April 6<sup>th</sup>, 2023 at 1:00 pm for the discussion of property/housing and parking in the village of Put-in-Bay.

Biery moved for council to enter executive session for the discussion of Pending and Imminent litigation, Compensation of public officials, and the sale of public property.

Cox second.

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

Council entered at 10:30 am

Biery moved for council to exit executive session. Second by Cerny.  
Roll: Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Council exit at 11:55 am.

Cox moved to approve Anne Auger to receive the one time rollover of 45 hours of accrued unused vacation time from 2022-2023, and the payout of the remaining 45 hours of accrued unused vacation time from 2022-2023 due to extenuating personnel circumstances. Second by Market.

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

Biery moved to adjourn the regular meeting. Second by Market.

Roll: Voice Vote; all yes.

The meeting adjourned at 11:56 am.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

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

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, March 14<sup>th</sup>, 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 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 7<sup>th</sup>, 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 7<sup>th</sup>, 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 4<sup>th</sup>, 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

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, March 7<sup>th</sup>, 2023**  
**9:00 AM Village Town Hall**

---

President of Council Berry called Meeting to Order at 9:00 am.

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

**ORDINANCES:**

**ORD: 1331-22                      ANNEXATION                      THIRD**  
COX MOVED THE THIRD AND FINAL READING OF ORDINANCE 1331-22. CERNY SECOND.  
ROLL: BERRY; YES, COX; YES, BIERY; YES, CERNY; YES.

**ORD: 1337-23                      AMEND DOCK CAPITAL IMP ORD.                      INTRO/EMERG**  
COX MOVED TO TABLE THE ORDINANCE UNTIL MARCH 14<sup>TH</sup>, 2023 SECOND REGULAR MEETING OF COUNCIL.

**ORD: 1338-23                      PARKING PERMITS                      SECOND**  
DISCUSSION TOOK PLACE.  
BIERY MOVED THE SECOND READING OF ORDINANCE 1338-22. SECOND BY CERNY  
ROLL: BERRY; YES, COX; YES, BIERY; YES, CERNY; YES.

**ORD: 1339-23                      DOCK RATES 2023                      INTRO/EMERG**  
DISCUSSION TOOK PLACE ON FUTURE INCREASE OF DOCKAGE RATES AND ALSO ILYA PRICING.  
COX INTRODUCED ORDINANCE 1339-23.  
THIS WILL SERVE AS THE FIRT READING.

**ORD: 1400-23                      RULES AND REGS UPDATE                      INTRO/EMERG**  
VILLAGE ADMINISTRATOR DISCUSSE THE CHANGES TO CHAPERTS 1-3.  
COX INTRODUCED ORDINANCE 1400-23.  
THIS WILL SERVE AS THE FIRST READING.

**ACTION OF COUNCIL NEEDED:**

**Approve:** Minutes: January 10<sup>th</sup> and 17<sup>th</sup>, 2023 Regular Meetings  
Cerny moved to approve the minutes from 1/10 and 1/17/2023. Second by Biery.  
ROLL: BERRY; YES, COX; YES, BIERY; YES, CERNY; YES.

**Approve:** March Bills to be paid  
Cerny moved to approve the bills to be paid. Second by Biery.  
ROLL: BERRY; YES, COX; YES, BIERY; YES, CERNY; YES.

**Approve:** January and February Financial Statements including: All Purchase Orders, Supplemental Appropriations, and Mayor's Court, Utility Credits.  
Cerny moved to approve the January and February financial statements, and all included.  
Second by Cox.  
ROLL: BERRY; YES, COX; YES, BIERY; YES, CERNY; YES.

**Approve:** JLEG Registrations Forms for PIB Township and PIB Village for lobbyist Joe Stevens Biery moved to approve the registration for Joe Stevens to represent the Village of PIB. Second by Cerny.

ROLL: BERRY; YES, COX; YES, BIERY; YES, CERNY; YES.

**Approve:** Island Supply LLC Liquor License Approval  
\*Discussion will take place during public participation

**Approve:** SCADA Invoice: \$5,308.00 for WTP  
Cox approved the invoice in the amount of \$5,308.00. Second by Cerny.

ROLL: BERRY; YES, COX; YES, BIERY; YES, CERNY; YES.

**Approve:** The following Utility Credits:

1. 170 Delaware; water leak/broken pipe; \$1018.06
2. 681 Catawba; water leak; \$839.72
3. 580 Victory; overpayment of Impact Fees; \$141.17

Cerny moved to approve the above listed utility credits. Second by Berry.

ROLL: BERRY; YES, COX; YES, BIERY; YES, CERNY; YES.

**Approve:** New Rules/Reg's policy: Temporary construction meters; E.S. Wagner \$521.01  
Berry moved the approval. Second by Cox.

ROLL: BERRY; YES, COX; YES, BIERY; YES, CERNY; YES.

**Approve:** Resignation of Jeff and Janet Grantham from Law Enforcement Foundation Board Positions.

Berry moved to approve the 2 resignations from Jeff and Janet Grantham from their board member positions on the Law Enforcement Foundation Board. Second by Cox.

ROLL: BERRY; YES, COX; YES, BIERY; YES, CERNY; YES.

### **PUBLIC PARTICIPATION:**

Joy Cooper; representing Island Supply, LLC (Island Hardware)

Joy discussed with council the purpose and intentions of the TREX liquor license they are in hopes of obtaining. Discussed the economic development it will serve. Several points were presented by Cooper, including how the Village has never denied a TREX license, and how the Village has yet to set a moratorium on liquor licenses permitted in the Village.

Lengthy discussion took place between council members and Cooper on the pro and cons of their business obtaining said TREX.

Berry suggested tabling until second council meeting in March. Council disagreed.

Cox moved for the denial of Island Supply LLC obtaining a TREX liquor license, certification as an economic development project. Second by Cerny.

ROLL: BERRY; YES, COX; YES, BIERY; YES, CERNY; YES.

### **COMMITTEE REPORTS:**

Berry: Discussion with lobbyist on head tax and increase of resort tax update. Discussed the amount that the increases could potentially bring in.

**COUNCIL BUSINESS:**

President of Council Berry:

Discussed parking on Delaware and delivery loading and unloading zones.

Handicap accessibility with transportation on the island.

Fisherman with their large trucks and trailers will create an issue with parking along the perimeter of the park. Designating certain dates to allow them to park around the park perimeter was discussed.

**DEPARTMENTS:**

Chief of Police:

- 1. Restructuring of Police Department
- 2. Recruiting
- 3. Radio Purchase; 800 vs. VHF

Cerny moved to approve Chief Kimble to move forward and research and potentially order 4 new radios with the 800 frequency; up to \$20k. Second by Biery.

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

Administrator:

(See Report)

**LEGAL COUNSEL:** Executive Session for the discussion of pending and imminent litigation

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

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

Council entered at 10:40 am.

Cerny moved to exit executive session. Second by Biery.

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

Council exit at 11:00 am.

No other action to take place;

Berry moved for council to adjourn. Second by Cox.

Roll: Voice vote; all yes.

Meeting adjourned at 11:01 am.

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

\_\_\_\_\_  
Attest:

\_\_\_\_\_  
Pres. Of Council:

\_\_\_\_\_  
Date

No Meeting February-2023

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, January 17<sup>th</sup>, 2022**  
**9:00 AM Village Town Hall**

---

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

Roll: Berry; present, Koehler; absent, Cox; present, Cerny; present.  
Biery enter at 9:02 am, Market enter at 9:03 am.

Fiscal officer absent.

Mayor stated the agenda will need to be amended to include several items;

1. Riddle Reimbursement
2. Island Supply LLC Liquor License approval
3. Village Admin to advertise for bids for Elevated Tank
4. Approve three NTEC Contracts for inspections for AT&T, T-Mobile, and General.
5. Approve Village Admin to advertise for bids for Sludge Pad with construction this fall.
6. Kleinfelder invoice for Elevated Tank Design Rehab in the amount of \$22,576.78
7. PDG Ground Storage invoice in the amount of \$5,300.00

Berry moved to amend the agenda to include the approval for the above listed items. Biery second.

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

**ORDINANCES:**

**1. ORD: 1331-22                      ANNEXATION                      INTRO/EMERG**  
BERRY MOVED THE SECOND READING. SECOND BY BIERY.  
**Roll: Market; yes, Berry; yes, Cox; yes, Biery; yes, Cerny; yes.**

**2. ORD: 1333-22                      AMENDED TAXI                      THIRD/FINAL**  
BERRY DISCUSSED POSSIBLE LANGUAGE CHANGES TO THE EXISTING ORDINANCE WITHIN SECTION 3 (A). NEED TO CLARIFY ALL PRICING AND LOCATION ON VEHICLE.  
LEGAL NOTED THE LANGUAGE CHANGE TO READ AS;  
"PRICE OF ALL FARES CHARGED PER PERSON TO BE CLEARLY MARKED ON THE OUTSIDE, MIDSECTION OF PASSENGER SIDE OF TAXI CAB."  
BERRY MOVED TO APPROVE THE THIRD READING OF THIS ORDINANCE INCLUDING THE LANGUAGE CHANGE AS LISTED ABOVE. CERNY SECOND.  
**Roll: Market; yes, Berry; yes, Cox; yes, Biery; yes, Cerny; yes.**

**3. ORD: 1334-22                      AMENDED VEHICLE LICENSING FEE                      THIRD/FINAL**  
COX SUGGESTED WAITING UNTIL PARKING PERMIT DISCUSSION TO TAKE ACTION ON THIS ORDINANCE LATER IN THE MEETING.

COX MOVED THE THIRD AND FINAL READING. SECOND BY BERRY.  
**Roll: Market; yes, Berry; yes, Cox; yes, Biery; yes, Cerny; yes.**

**4. ORD: 1335-22                      BUSINESS LICENSE                      THIRD/FINAL**  
BERRY MOVED THE THIRD READING OF THIS ORDINANCE. SECOND BY MARKET.  
**Roll: Market; yes, Berry; yes, Cox; yes, Biery; yes, Cerny; yes.**

**5. ORD: 1336-23                      CONFLICT OF INTEREST                      SECOND/EMERG**  
BERRY MOVED THE SECOND READING. SECOND BY BIERY.  
**Roll: Market; yes, Berry; yes, Cox; yes, Biery; yes, Cerny; yes.**



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

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

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

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

**\*\*SHERIFF LEVORCHICK ENTERED MEETING AT 9:30 AM. AGENDA PAUSED FOR DISCUSSION OF 2023 POLICE SERVICES.**

Ottawa County Sheriff Levorchick discussed with council and public the police services that will be provided for the Township in 2023.

Levorchick stated a mutual Aid agreement is not needed; Village legal suggested a "Memorandum of Understanding" between both parties. This would list expectations of both departments.

Levorchick stated mutual aid goes both ways, and also discussed dispatching responsibilities and the number of officers he would like to hire; 7.

Village would provide housing for inmates and coverage for the Township when needed. The Sheriff's Department will draft the MOU, and Village legal will review.

**6. ORD. 1337-23 AMENDING DOCK CAPITAL IMP FUND. INTRO/EMERG**

DISCUSSION TOOK PLACE ON LANGUAGE IN AMENDED ORDINANCE.

MARKET MOVED TO TABLE UNTIL MARCH MEETING. COX SECOND.

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

**7. ORD. 1338-23 PARKING PERMIT INTRO/EMERG**

\*LENGTHY DISCUSSION TOOK PLACE. FEEDBACK FROM GOLF CART RENTAL OWNERS HAS BEEN RECEIVED. LEGALITY CONCERNS WERE ALSO DISCUSSED. Ordinance Committee Meeting will be held on Jan 25<sup>th</sup>, 2023 at 9:00 am. for further discussion and/or potential action.

MARKET INTRODUCED THE ORDINANCE.  
THIS WILL SERVE AS THE FIRST READING.

**8. ORD. 1339-23 APPOINTING ROETZEL INTRO/EMERG**

Market introduced.

Market moved to suspend the rules. Biery second.

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

Berry moved to approve the ordinance and declare an emergency. Market second.

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

**9. RES. 1-23 AT&T AGREEMENT**

Market introduced the ordinance authorizing the Mayor to sign the agreement.

Cox moved to suspend the rules. Second by Cerny.

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

Cox moved to approve the ordinance and declare it as an emergency. Biery second.

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

**Approve:** Bills to be paid in February.  
COX MOVED FOR THE FEBRUARY BILLS TO BE PAID. SECOND BY MARKET  
Roll: Market; yes, Berry; yes, Cox; yes, Biery; yes, Cerny; yes.

**Approve:** Rowan Myers, Inc. \$4,114.00 replacement actuator for WWTP.  
Village Administrator gave explanation on the invoice.  
Market moved to approve the invoice. Second by Cox.  
Roll: Market; yes, Berry; yes, Cox; yes, Biery; yes, Cerny; yes.

**Approve:** USA Bluebook \$2,027.25 for dock bubblers out of Dock Capital Improvements 4909.  
Cox approved the invoice to be paid. Second by Market.  
Roll: Market; yes, Berry; yes, Cox; yes, Biery; yes, Cerny; yes.

**Approve:** Village Employee Policy Handbook Update; Flight Policy  
Cox moved to approve the update to the handbook. Second by Biery.  
Roll: Market; yes, Berry; yes, Cox; yes, Biery; yes, Cerny; yes.

**Approve:** Fiscal Officer to attend 2-day Local Gov't Officials conference in Columbus Ohio;  
March 28<sup>th</sup> – 29<sup>th</sup>, 2023  
Berry moved the approval. Second by Market.  
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

**Approve:** Ali Uthumalebbe to be hired as a full-time police officer, as of January 29<sup>th</sup>, 2023, with a 6-month probation period, as a rate of \$25.00/hr  
Cox moved to approve the hiring of Ali as a full-time officer with a rate of pay as \$25/hour with a 6-month probation period as of Jan 29<sup>th</sup>, 2023. Second by Cerny.  
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

**Approve:** Perry Partners Settlement Agreement  
Cox approve the settlement agreement. Second by Berry.  
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

Amended Items added:

**1. Island Supply LLC Liquor License approval**

TREX Application submitted to the Village of Put-in-Bay.

\*Lengthy discussion took place on the logistics of this license. Mayor read the application language to council. Chris Cooper spoke on behalf of the business and stated their intentions are to provide carry-out beverages; not a bar. Market asked about zoning regulations.

Market moved to approve the application to be signed by the Mayor.

Cerny asked about future plans with this type of license. License is a D-1 through D-3 application, which is consumption on premise. "C" licenses are for carry-out.

\*Discussion took place on they different types of licensing, the potential of modifying.

Council asked legal for options on how to move forward.

After much discussion, Market rescinded his original motion.

Cox moved to table until further discussion and research can be done by legal, including details on economic development and what that entails for the business. Cerny second.

\*Pause for legal to review document.

Cerny discussed the Township Sheriff agreement discussion that took place either. A few questions arose regarding the services being provided by the sheriffs dept; mutual aid, costs, number of officers staffed.

\*Liquor license transfer resumes.

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

*Special Meeting was called for January 25<sup>th</sup>, 2023 at 1:00 pm for the consideration of liquor transfer.*

Market inquired on a moratorium on liquor licenses with legal.

**2. Village Admin to advertise for bids for Elevated Tank**

Cerny moved to approve the V.A. to go ahead and advertise for bid for the Elevated Tank Project. Second by Berry.

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

**3. Approve three NTEC Contracts for inspections for AT&T, T-Mobile, and General.**

Village Admin. Stated the costs of work on tower of each three

AT&T               \$3600

T-Mobile         \$3600

General Village \$18,000

Cerny moved to approve, Biery second.

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

**4. Approve Village Admin to advertise for bids for Sludge Pad with construction this fall.**

Biery motioned to approve. Second by Cerny.

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

**5. Kleinfelder invoice for Elevated Tank Design Rehab in the amount of \$22,576.78**

Cox moved to table the invoice. Second by Biery.

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

**6. PDG Ground Storage invoice in the amount of \$5,300.00.**

Cox moved to approve the invoice. Second by Cerny.

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

**Public Participation:** N/A

**COUNCIL BUSINESS:**

Berry: Checking on status of the DeRivera Park sale; has legal been in touch with landbank and other parties legal representative.

**DEPARTMENTS:**

Village Administrator: See Report.

Dockage Rates, issues with ATV and other vehicles on the docks, the language on the back of the dock tickets was discussed, liability is not mentioned thoroughly. Potentially making it a ticket able offense. EPA violation over the Holiday for the water plant; polymer order was lost within the company; shipping sent it somewhere else. Replacement was purchased, but was not conducive, and water was unable to be made. Subsequent events led to a tier II violation.

Cox asked about the status of the furnace project; will be revisited in the spring.

**LEGAL COUNSEL:**

Coops Cab's appeal scheduled for next week.

Reached out to the Twp attorney regarding contract dispute with police services.

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

Roll: Market; yes, Berry; yes, Coc; yes, Biery; yes Cerny; yes.

Enter at 12:03 pm

Cox moved to exit executive session. Second by Biery.

Roll: Market; yes, Berry; yes, Coc; yes, Biery; yes Cerny; yes.

Exit at 12:08 pm.

Cox moved to adjourn. Second by Biery

**ROLL: VOICE VOTE; ALL YES.**

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

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, January 10<sup>th</sup>, 2022**  
**9:00 AM Village Town Hall**

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**Mayor Dress called the meeting to order at 9:02 am.**

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

**ORDINANCES:**

**ORD: 1331-22                      ANNEXATION    INTRO/EMERG**

INTRO: BERRY INTRODUCED THE ORDINANCE.  
THIS WILL SERVE AS THE FIRST READING.

**ORD: 1333-22                      AMENDED TAXI    SECOND/EMERG**

1. COX  
2. BERRY  
ROLL: BERRY; YES, MARKET; YES, COX; YES, CERNY; YES.  
THIS WILL SERVE AS THE SECOND READING.

**ORD: 1334-22                      AMENDED VEHICLE LICENSING FEE    SECOND/EMERG**

1.COX  
2.CERNY  
ROLL: BERRY; YES, MARKET; YES, COX; YES, CERNY; YES.  
THIS WILL SERVE AS THE SECOND READING.

**ORD: 1335-22                      BUSINESS LICENSE    SECOND/EMERG**

1. COX  
2.CERNY  
ROLL: BERRY; YES, MARKET; YES, COX; YES, CERNY; YES.  
THIS WILL SERVE AS THE SECOND READING.

**ORD:1336-23                      CONFLICT OF INTEREST    FIRST/EMERG**

INTRO: MARKET INTRODUCED THE ORDINANCE.  
THIS WILL SERVE AS THE FIRST READING.

**ACTION OF COUNCIL NEEDED:**

**Approve:** Meeting Minutes:

- December 13<sup>th</sup>, 2022 Regular Meeting
- December 13<sup>th</sup>, 2022 Special Meeting
- December 16<sup>th</sup>, 2022 Special Meeting

MARKET MOVED TO APPORVE THE MINUTES FROM THE ABOVE LISTED MEETINGS.  
SECOND BY BERRY.

ROLL: BERRY; YES, MARKET; YES, COX; YES, CERNY; YES.

**Approve:** December 2022 Financial Statements including:

All Purchase Orders, Supplemental Appropriations, and Mayor's Court, Utility Credits.  
MARKET MOVED TO APPROVE THE DECEMBER 2022 FINANCIALS AND ALL INCLUDED. SECOND BY BERRY.

ROLL: BERRY; YES, MARKET; YES, COX; YES, CERNY; YES.

**Approve:** Bills to be paid

MARKET MOVED TO APPROVE THE BILLS TO BE PAID IN JANUARY. SECOND BY CERNY.

ROLL: BERRY; YES, MARKET; YES, COX; YES, CERNY; YES.

**Approve:** Rowan Myers, Inc. \$4,114.00 replacement actuator for WWTP

TABLED UNTIL JAN 17<sup>TH</sup>, 2022 REGULAR MEETING

**Approve:** USA Bluebook \$2,027.25 for dock bubblers out of Dock Capital Improvements 4909

TABLED UNTIL JAN 17<sup>TH</sup>, 2022 REGULAR MEETING.

**Approve:** First payment /2023 payment \$25,000 in Butterfly House Settlement

CERNY MOVED TO APPROVE THE PAYMENT OUT OF WATER IMPACT FEES. COX SECOND.

MARKET STARTED DISCUSSION ON WHICH FUND THE PAYMENTS SHOULD BE TAKEN OUT OF.  
CERNY AND COX RESIND THEIR ORIGINAL MOTIONS, AND AMEND.

CERNY MOVED THAT THE FIRST PAYMENT OF \$25K BE APPROVED AND EXPENDED OUT OF  
WATER OPERATING. COX SECOND.

ROLL: BERRY; YES, MARKET; YES, COX; YES, CERNY; YES.

**Approve:** VA to attend two-day grant writing course in Toledo January 30-31, 2023

BERRY MOVED TO APPROVE THE VILLAGE ADMINISTARTOR TO ATTEND THIS TRAINING.  
SECOND BY COX.

ROLL: BERRY; YES, MARKET; YES, COX; YES, CERNY; YES.

DISCUSSION TOOK PLACE ON OTHER EMPLOYEES ATTENDING GRANT TRAINING IN THE  
FUTURE.

**Approve:** Dock Revenue Transfer (F.O. explanation)

FISCAL OFFICER EXPLAINED THE ORDINANCE AND THE TIMELINE TO FACILIATE IT.

DISCUSSION TOOK PLACE ON CHANGING THE AMOUNT FROMA PERCENT TO A FLAT AMOUNT.

COUNCIL DIRECTED FISCAL OFFICER TO CHANGE LANGUAGE IN THE ORDINANCE AND  
PRESENT AT JAN 17<sup>TH</sup>, 2022 REGULAR MEETING.

MARKET MOVED TO APPROVE THE TRANSFER OF THE 2021 RATE IN THE AMOUNT OF

\$29,919.50 FROM DOCK REVENUE TO DOCK CAPITAL IMPROVEMENT. COX SECOND.

ROLL: BERRY; YES, MARKET; YES, COX; YES, CERNY; YES.

**Approve:** Village Employee Policy Handbook; Flight Policy

TABLED UNTIL JAN 17<sup>TH</sup>, 2022 MEETING.

### **COUNCIL BUSINESS:**

Berry:

1. Met with members of the school board regarding an SRO position. School is willing to contribute; Village will ask for 40% and go from there. The school would like for council to approve moving forward with posting for the job.

\*Cox moved to amend the agenda to include acting on the approval of the job advertisement for a SRO for the PIB school. Second by Market.

**ROLL: BERRY; YES, MARKET; YES, COX; YES, CERNY; YES.**

Cox moved to approve the school to begin the advertising process for a SRO. Market second.  
**ROLL: BERRY; YES, MARKET; YES, COX; YES, CERNY; YES.**

Legal will revise and present the school with an employment agreement.  
Housing was also discussed, and will be revisited at the next meeting.

2. Sale of land to DeRivera Park: inquired on status. Legal stated she has been in contact with the parks legal representation and will communicate again before the next meeting.
3. Cell phone Tower Buyout: legal is reviewing the agreement and will present at next meeting.
4. Port Authority/TWP Grant: inquired on grant status; suggested sending a public records request for any/all grants that were applied for in 2021-2022 regarding police and/or security service. Cox stated he spoke with the President of the Port Authority and there was no grant \$ received for police, but potentially something for EMS. Will follow up for more accurate information.
5. Golf Cart Regulations: Berry asked legal if the Village can use the Taxi ordinance as a template/starting point to regulate golf carts on the island.  
Will also reach out to Sean Rizer from the DMV on getting an up-to-date registration list; business and residential.

Cerny:

1. Asked about an ERC (Employee Retention Credit) and if the Village was eligible for that. Fiscal Officer will verify with the state and auditors.

Cox:

1. Asked legal for parking proposal ordinance for the 1/17/2022 meeting since there is no February meeting.  
Discussion on parking permits took place.
2. The NPS new supervisor is keeping the project on a very strict timeline, and much progress has been done.

Market:

Discussed PUCO and the amount of money that is collected and remitted to the State. Should find a way to have that money come back to the Island. Research will need to be done on what the money goes to and where it is spent. Berry stated she will talk with Todd Blumensaadt, and reach out to Gavarones office for guidance.

#### **DEPARTMENTS:**

Chief of Police:

PD will be posting for full-time seasonal positions for the summer. Inquired on the possibility of increasing the life insurance policy. F.O. will look into it. The Chevy Impala will be put on Gov Deals for sale.

#### **LEGAL COUNSEL:**

Discussed two Supreme Court Decisions that were recently made; Eminent Domain, and Executive Session.

Requested an Executive session for pending and imminent litigation.

Market moved for council to enter executive session for the discussion on pending and imminent litigation. Cox second.

**ROLL: BERRY; YES, MARKET; YES, COX; YES, CERNY; YES.**

COUNCIL ENTERED @ 10:08 AM.

Cox moved to exit executive session. Second by Berry.

**ROLL: BERRY; YES, MARKET; YES, COX; YES, CERNY; YES.**

COUNCIL EXIT AT 10:28 AM.

**MAYOR REPORT:**

Sheriff Levorchick replied with the questions emailed to him at the last special meeting regarding a mutual aid agreement. Mayor will circulate to council and legal.

Market mentioned mutual aid during the Bash on the Bay concert days.

**PENDING ITEMS:**

Paid Parking;  
Generator for Town Hall;

Cerny moved to adjourn. Second by Market.

**ROLL: VOICE VOTE; ALL YES.**

**MEETING ADJOURNED AT 10:39 AM.**

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



**REGULAR MEETING**  
**Village of Put-in-Bay Council**  
**Tuesday, December 13<sup>th</sup>, 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 8<sup>th</sup>, 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 8<sup>th</sup>, 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 4<sup>th</sup>, 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

Special Meeting  
Council of the Village of Put-in-Bay  
December 13<sup>th</sup>, 2022

Meeting was called to order at 8:05 AM

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

The purpose of this Special Meeting is for council to discuss the following ordinances:

1. 1240-20; Taxi Cab Regulations
2. 1039-11 (sec. 858); Vehicle Licensing Fees
3. 1231-19 Business Licenses

\*Biery entered at 8:10 am.

1. Berry moved to introduce Ordinance 1333-22 (Taxi Ordinance with amendments) Susan will draft up language when she is back in the office. 3 amendments include:  
Font size of pricing advertised on vehicle to be consistent all around vehicle.  
Increase permit price to \$300.00  
# of cabs allowed to be licensed.

2. Berry introduced Ordinance 1334-22 Vehicle Licensing Fee (with amended fees) Susan will draft language for ordinance when she is back in the office.  
New fee amounts will be printed and provided in the Town Hall lobby as they have been in the past.

3. Business Licenses: Fiscal Officer looking for direction with Page 2, Section b; “ Separate licensing”.  
Lengthy discussion took place on # of businesses operating with separate businesses under the same roof or on same property. Council directed the F.O. to reach out to legal to have a letter drafted stating each business advertised with signage will need to be licensed individually per the language in the ordinance.

Business license fee will increase from \$150 to \$175 per license effective when Ordinance 1335-22 passes.

Susan will draft language for amended business license ordinance including the new fee and language.

Cox introduced Ordinance 1335-22.

Cox moved to adjourn the special meeting. Biery second.

Roll: Voice vote; all yes.

Meeting Adjourned at 8:50 am.

Attest: \_\_\_\_\_

Mayor

Fiscal Officer



Special Meeting  
Council of the Village of Put-in-Bay  
Tuesday, November 22<sup>nd</sup>, 2022  
9:00 AM Put-in-Bay Town Hall

President of Council Berry called the meeting to order at 9:02 AM.  
Roll: Berry; present, Market; present, Koehler; present, Cox; present. Cerny and Biery present via Zoom; acting as members of the public.

The purpose of this Special Meeting is for the discussion of the 2023 Village Budget and Police Department Operations.

Fiscal Officer distributed draft budget documents for 2023.

\*Lengthy discussion took place between Counsel and Chief Kimble regarding police operating needs for 2023; including personnel, materials and any other needed expenditure.

Discussion on the other Village departments took place; regarding day to day operations and expenses.

Berry discussed the Townships decision to move forward with pursuing the Ottawa County Sheriffs Department for Police Protection in 2023.

Market moved for the Village to release a statement to the public acknowledging the Townships decision to no longer be in negotiations with the Village for police protection. Cox Second.

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

Berry moved for council to enter executive session for the discussion of pending and imminent litigation and police personnel matters. Market second.

Roll: Berry; yes, Market; yes, Koehler; yes, and Cox; yes.

Council entered executive session at 10:06 am.

Berry moved to exit executive session. Cox second.

Roll: All yes.

Exit at 10:46 am.

Market made a motion that the Village Solicitor respond to the Townships letter to the Village dated 11/17/2022. Second by Berry.

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

Other business:

Cox: New housing will have to be sought out for the Chief as soon as possible.

Cox moved to adjourn. Berry second.

Roll: Voice vote; all yes.

Meeting adjourned at 10:49 am.

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\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, November 8th, 2022**  
**9:00 AM Village Town Hall**

---

***Special Meeting to hold a Public Hearing regarding Taxi Cabs.***

**Mayor called the meeting to order at 9:00 am.**

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

**Mayor stated the purpose of the meeting; Discussion to take place on the total number of Taxi's to be licensed in 2023.**

**Public Participation: None.**

**Fiscal Officer posted the notice accordingly with plenty of time.**

**Mayor moved to close the public hearing.**

**Biery moved to adjourn the special meeting. Second by Cox.**

**Roll: Voice vote; all yes.**

**Special meeting adjourned at 9:03 am.**

***Regular Meeting of Council:***

**Mayor called the Meeting to Order at 9:04 am.**

**Roll: Berry, Market, Koehler, Cox and Biery all present; Cerny present via zoom; participating as a member of the public.**

**ORDINANCES:**

**ORD: 1318-22; FLOOD PLAIN; THIRD READING**

**BIERY MOVED THE THIRD AND FINAL READING. SECOND BY KOEHLER.**

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

**ORD: 1327-22; UTILITY RULES AND REGULARIONS; INTRO/ EMERGENCY**

**VILLAGE ADMIN DISCUSSED PROPSD CHANGES. ALSO DISCUSSED THE PDG REVIEW AND ENGINEERING FEE.**

**LENGTHY DISCUSSION TOOK PLACE ON THE AMOUNT TO BE CHARGED AND STIPULATIONS.**

**COX INTRODUCED THE ORDINANCE.**

**MARKET MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY BIERY.**

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

**BIERY MOVED TO WAIVE THE THRE-READING RULE. SECOND BY BERRY.**

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

**BIERY MOVED FOR ORDINANCE 1327-22 TO GO IN TO EFFECT IMMEDIATELY. SECOND BY COX.**

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

**ORD: 1328-22; NOT TO EXCEED \$895K (BANS); INTRO/ EMERGENCY**

**BERRY INTRODUCED THE ORDINANCE.**

**COX MOVED TO TREAT THE ORDINANCE AS AN EMERGENCT. SECOND BY KOEHLER.**

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

**BERRY MOVED TO WAIVE THE THREE-READING RULE. SECOND BY KOEHLER.**

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

BERRY MOVED FOR ORD 1328-22 TO GO IN TO EFFECT IMMEDIATELY. SECOND BY COX.

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

TY WINCHESTER ASKED FOR STATUS OF THE LAND BANK TRANSACTION.

**ACTION OF COUNCIL NEEDED:**

**Meeting Minutes:**

Market moved to approve the minutes from the November 8<sup>th</sup>, 2022 Regular Meeting. Second by Biery.

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

**Financial Statements:**

Market moved to approve the November 2022 financial statements including; All Purchase Orders, Supplemental Appropriations, and Mayor's Court report. Second by Biery.

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

**Bills:**

Market moved to approve the bills to be paid in November. Second by Berry.

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

**Winter Fuel:**

Berry moved to approve the below listed fuel purchases for the winter.

- Townhall \$28,000.00
- WTP \$18,000 Heating Oil
- WTP \$ 3,000 Gasoline
- WWTP \$ 1,000 Gasoline
- WWTP \$ 2,000 Diesel

Second by Biery.

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

Village Administrator will provide feedback after technicians look at the heating system.

**Financial:**

Market moved to approve the 2<sup>nd</sup> installment of the general liability insurance in the amount of \$63,848.00. Biery second.

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

Market moved to approve the Franklin Sanitation in the amount of \$3,184.00 for the cleaning of 9 lift stations and traps. Second by Biery.

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

Market moved to approve a Utility Credit Card transaction that was over \$1000.00 retroactive to October 2022. Purchase amount was \$1,066.00. Second by Koehler.

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

Market moved to approve the GIS Software Mapping invoice in the amount of \$3,000.00. Second by Biery.

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

Market moved to approve a water credit for Mr. Pillion in the amount of \$416.04. Second by Berry.

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

Cox approved \$7,000.00 towards a housing project at the Erie Street property to be expended out of the Capital Improvements fund. Second by Koehler.

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

Berry moved to approve the Muni Dock Improvement Debt Service Payment in the amount of \$161,437.50 (principal and interest). Second by Market.

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

Biery moved to approve payroll to be issued on Thursday, November 10<sup>th</sup>, 2022 instead of November 11<sup>th</sup>, 2022 due to Holiday and the bank being closed. Markey second.

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

Biery moved to end the additional \$5/ Sunday shift for the PD retroactive to November 6<sup>th</sup>, 2022. Second by Market.

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

#### **Village Rent:**

\*Lengthy discussion took place on rent.

Cox moved to continue withholding the rent payment for the Police Department until further action of council. Biery second.

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

Committee meeting has been discussed for the future.

Biery moved to approve to decrease the Utility Housing rent for the condos from \$600/month to \$500/month indefinitely. Second by Cox.

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

Berry moved the Roetzel Law invoice in the amount of \$34,437.39 for services September through October 31<sup>st</sup>, 2022. Second by Koehler.

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

#### **Letter of Intent/ Water Tower:**

Legal stated the letter of intent with M37 was previously approved. What was presented to council was an option agreement with AP Wireless. Approving this would bind the council in to entering in to the deal. This will give AP Wireless the option to move forward if they choose.

Cox moved to approve the Option Agreement with AP Wireless. Second by Berry.

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

#### **PUBLIC PARTICIPATION:**

Sara Booker; 765 Bayview Ave.

- Questions regarding who does the grant writing for the Village.

- Who owns the property to the right of the Boardwalk near the directional sign; Park or Village?

Pretty dangerous area. In the future the possibility if leveling off the sidewalk over the rocks with a platform and a railing?

Berry spoke on promenade project in conjunction with DeRivera Park. Possibly enter in to a grant; January 2023.

Ty Winchester spoke on behalf of the park.

**COMMITTEE REPORTS:**

Police Contract update; still negotiating with Township.

**Parking Committee:**

Berry will start calling companies to discuss paid parking options. Will meet with Cox.

Berry: Restructure the Taxi Ordinance to require taxi's to run in the winter.

**Rules and Ordinance Committee:**

December 1<sup>st</sup>, 2022 at 5:30 pm to discuss Taxi ordinance

**Finance/Audit Committee:**

November 22<sup>nd</sup>, 2022 at 9:00am to discuss 2023 Budget.

**Special Meeting** will be scheduled for December 6<sup>th</sup>, 2022 immediately following the Workshop Session for first reading of 2023 Budget/Appropriations.

**COUNCIL BUSINESS:**

Market: Asked Council to approve another Ordinance regarding his annexation; accepting the county decision. Wilber also provided a letter with an explanation of taxes.

Cox: Monument is claiming that they own a portion of the Bathing Beach. Will need to be looked into.

Status on resolving the Butterfly House, and Chapman Waterline. VA will discuss in report.

SRO status; meeting today with school.

Generator: VA has quotes and still being researched.

Market: would like competitive wage scale for Utility Dept and also other Village Departments.

**DEPARTMENTS:**

**Chief of Police:**

Rifles have arrived. Training will take place soon.

Crowd Management Training and critical/active shooter training.

**Administrator:**

(See report)

Tower Status: AT&T came out for inspection.

Sludge Update; 20 sludge trips in 2022. PDG will start to bid this project out next year if council agrees. Market would like to see costs from 2019 – present.

**Fiscal Officer:**

Audit Responses

Budget Timeline

**PENDING ITEMS:**

Items to add to agenda:

Approval of housekeeping council items for 2023, Approval of Prosecutor for 2023

Generator for Town Hall;

Vehicle Licensing Fees; include safety issues

**LEGAL COUNSEL:**

Need to appoint Prosecutor for 2023.

Possibility to amend council rules to allow action to be taken at workshop sessions.  
Koehler requested council packet.

Drone Regulations: No way to regulate airspace, only option would be land base regulations; "No Drone Zone" signs.

***Flood Plain Ordinance:*** Amend to approve as an emergency; to go into effect immediately.

Market moved to approve amendment, Biery second.

Roll: Berry; yes, Koehler; yes, Market; yes, Cox; yes, Biery. Motion Carries.

Biery moved for council to enter Executive Session for pending and imminent litigation, and To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Second by Market.

Roll: Berry; yes, Market; yes, Koehler; yes, Co; yes, Biery; yes.

Council entered at 11:10 AM.

Biery moved to exit Executive Session. Second by Koehler.

Roll: Berry; yes, Market; yes, Koehler; yes, Co; yes, Biery; yes.

Council exit at 11:30 AM.

**New Full Time Hire:**

Cox moved to approve Aaron Shaffer as a full-time employee for the Streets department, at a rate of \$17.50/hour, with a 6 month probationary period effective November 20<sup>th</sup>, 2022.

Berry moved to approve Aaron Shaffer rent be \$250/month contingent upon roommate status. Market second.

Roll: Berry; yes, Market; yes, Koehler; yes, Co; yes, Biery; yes.

Koehler moved for late fee forgiveness for Cotton Clan Accounts in the amount of \$1609.11. Second by Market. Roll: Berry; yes, Market; yes, Koehler; yes, Co; yes, Biery; yes.

Motion to adjourn: Berry. Second by Biery.

Roll: Voice Vote; all yes.

**PENDING ITEMS:**

Items to add to agenda:

Approval of housekeeping council items for 2023, Approval of Prosecutor for 2023

Generator for Town Hall;

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

R.C. 121.22

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, November 8th, 2022**  
**9:00 AM Village Town Hall**

---

***Special Meeting to hold a Public Hearing regarding Taxi Cabs.***

**Mayor called the meeting to order at 9:00 am.**

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

**Mayor stated the purpose of the meeting; Discussion to take place on the total number of Taxi's to be licensed in 2023.**

**Public Participation: None.**

**Fiscal Officer posted the notice accordingly with plenty of time.**

**Mayor moved to close the public hearing.**

**Biery moved to adjourn the special meeting. Second by Cox.**

**Roll: Voice vote; all yes.**

**Special meeting adjourned at 9:03 am.**

***Regular Meeting of Council:***

**Mayor called the Meeting to Order at 9:04 am.**

**Roll: Berry, Market, Koehler, Cox and Biery all present; Cerny present via zoom; participating as a member of the public.**

**ORDINANCES:**

**ORD: 1318-22; FLOOD PLAIN; THIRD READING**

**BIERY MOVED THE THIRD AND FINAL READING. SECOND BY KOEHLER.**

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

**ORD: 1327-22; UTILITY RULES AND REGULARIONS; INTRO/ EMERGENCY**

**VILLAGE ADMIN DISCUSSED PROPSD CHANGES. ALSO DISCUSSED THE PDG REVIEW AND ENGINEERING FEE.**

**LENGTHY DISCUSSION TOOK PLACE ON THE AMOUNT TO BE CHARGED AND STIPULATIONS.**

**COX INTRODUCED THE ORDINANCE.**

**MARKET MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY BIERY.**

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

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**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

TY WINCHESTER ASKED FOR STATUS OF THE LAND BANK TRANSACTION.

**ACTION OF COUNCIL NEEDED:**

**Meeting Minutes:**

Market moved to approve the minutes from the November 8<sup>th</sup>, 2022 Regular Meeting. Second by Biery.

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

**Financial Statements:**

Market moved to approve the November 2022 financial statements including; All Purchase Orders, Supplemental Appropriations, and Mayor's Court report. Second by Biery.

**ROLL: BERRY; YES, MARKET; YES, KOEHLER; YES, COX; YES, BIERY; YES.**

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(See report)

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**Fiscal Officer:**

Audit Responses

Budget Timeline

**PENDING ITEMS:**

Items to add to agenda:

Approval of housekeeping council items for 2023, Approval of Prosecutor for 2023

Generator for Town Hall;

Vehicle Licensing Fees; include safety issues

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Roll: Berry; yes, Market; yes, Koehler; yes, Co; yes, Biery; yes.

Council entered at 11:10 AM.

Biery moved to exit Executive Session. Second by Koehler.

Roll: Berry; yes, Market; yes, Koehler; yes, Co; yes, Biery; yes.

Council exit at 11:30 AM.

**New Full Time Hire:**

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Motion to adjourn: Berry. Second by Biery.

Roll: Voice Vote; all yes.

**PENDING ITEMS:**

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R.C. 121.22

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, October 10<sup>th</sup>, 2022**  
**5:45 PM Village Town Hall**

---

**Call Meeting to Order: Mayor Dress called the meeting to order at 5:50 pm**

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

**ORDINANCES:**

**ORD 1318-22 FLOOD PLAIN SECOND**  
**BERRY MOVED THE SECOND READING OF THIS ORDINANCE. SECOND BY MARKET.**  
**ROLL: BERRY; YES, MARKET; YES, COX; YES, BIERY; YES, CERNY; YES.**

**THIRD AND FINAL READING WILL TAKE PLACE IN NOVEMBER.**

**ORD: 1324-22 THROUGH 1326-22 ANEXATION INTRO/EMERG**

**ACTION OF COUNCIL NEEDED:**

**Approve: Meeting Minutes:**

September 13<sup>th</sup>, 2022 Regular Meeting  
Cox moved to approve, Second by Market.  
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

September 14<sup>th</sup>, 2022 Special Meeting  
Cox moved to approve, Cerny by Market.  
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

September 16<sup>th</sup>, 2022 Special Meeting  
Cox moved to approve, Second by Biery.  
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

September 28<sup>th</sup>, 2022 Special Meeting  
Biery moved to approve, Second by Cox.  
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

**Approve: September 2022 Financial Statements including:**

All Purchase Orders, Supplemental Appropriations, and Mayor's Court  
Cerny moved to approve, Cox by Market.  
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

**Approve: Bills to be paid**

Biery moved to approve, Second by Berry.  
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

**Approve: \$5,890.15 to be expended from Fund 2904 Law Enforcement Foundation; Body Armor; based on the boards prior approval.**

Cerny moved to approve, Second by Biery.  
Roll: Berry; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

**Approve:** Tower Negotiation

Cerny gave an explanation to Council regarding the conversation with MD7 representative.  
Explained the proposal points.

(\*Koehler entered meeting at 6:00pm.)

Council took part in lengthy discussion on long term timeline. Based on a 99 year easement, the total would be \$501,130.96 including AT&T and TMobile.

Cox moved to approve a letter of intent to reflect the amount of \$501,130.96. Cerny second.

Cox moved to approve, Second by Market.

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

Cerny will write the letter.

**Approve:** Village Admin and Fiscal Officer to attend OML Conference in Columbus; October 12-14<sup>th</sup>, 2022

Market moved to approve, Second by Biery

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

**Approve:** \$7,525.00 Lake Disposal Invoice – Sludge

Berry moved to approve, Second by Market.

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

\*Market would like to see past years sludge expenditures; past 4 years invoices.

**Approve:** Duggan Water Project – Will discuss after Executive Session

**Approve:** Water Tower Concepts

Village Admin gave explanation of damages that AT&T/ TMobile have made on the water tower. Trying to coordinate repairs by May and paint base to ball portion of tower. Many variables; further discussion will take place.

**Approve:** Duncan/Chapman Rd

Village Admin gave explanation of Mr. Duncan of Chapman Blvd wanting to tie in to Senney's new waterline. The issue with this concept is Detroit Rd; which was dedicated 148 years ago to be a public road; county never accepted dedication. Village will need a letter to indemnify them if anyone came forward to claim ownership. Mr. Duncan would be responsible for service line. Lengthy discussion took place on the concept; loop/placement of waterline.

**Special Meeting;** Water Sewer Committee Meeting scheduled for Friday October 14<sup>th</sup>, 2022 at 2:30pm. Purpose: Water/Sewer discussion and possible action taken on Duncan property regarding water.

**PUBLIC PARTICIPATION:**

1. Scott Mangas, PIB School Superintendent;  
Presented council with a letter regarding School Resource Officer communications.
2. John Blanke; 605 Trenton.  
Presented letter to council regarding " Notice of Investigation in to Alleged Violations of First and Fourteenth Amendments to the US Constitution by Chief of Police and Staff.

3. Dan Savage; Historical Society  
Wanted to clear up miscommunication with Blanke and the historical society. Event took place where there was a misrepresentation of members of the historical society trying to remove property from the building.
4. DeeDee Duggan; Laplante Ln  
Status of water issue with Perry's cave and water meter explanation.  
Mayor stated this will be discussed in executive session and will more than likely have an answer the next day.

**ORD: 1324-22**

**ANEXATION**

**INTRO/EMERG**

Market explained the want to annex into the Village; both he and his Wife are members of Village Council and Planning commission; and after moving homes would like to annex in to the Village to be able to fulfill their duties of being public officials. Three Ordinances have been prepared by George Wilber.

**Ord: 1324-22; Annexation; Services Provided by Village**

**Intro/Emerg**

Cox introduced the Ordinance.

Koehler moved to treat as an emergency. Second by Berry.

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

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

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

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

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

**Ord: 1325-22; Annexation; Zoning of Territory**

**Intro/Emerg**

Cox introduced the Ordinance.

Biery moved to treat as an emergency. Koehler by Berry.

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

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

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

Cox moved for the ordinance to go into effect immediately. Second by Berry.

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

**Ord: 1326-22; Annexation; Consenting to Annexation**

**Intro/Emerg**

Koehler introduced the Ordinance.

Biery moved to treat as an emergency. Koehler by Berry.

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

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

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

Cox moved for the ordinance to go into effect immediately. Second by Koehler.

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

## **DEPARTMENTS:**

### **Administrator:**

(See report)

Dock rates for the fall; parking signs for angled parking are up; discussion took place on loading areas, spaces and times. Need to re-evaluate for 6-passenger carts as well. Cox spoke with Fire Chief Dobos.

Village made it through to the second round of the application process for Shores and Islands grant; will be used for Will's Playground.

### **Fiscal Officer:**

Health Insurance Renewal

Budget for 2023

Liquor License Update

## **COMMITTEE REPORTS:**

**Berry:** use of Drones in the Village; Legal will research Village ability to restrict. Add to November agenda.

Taxi Ordinances: number of companies to be revisited. Section 866.02 allows Village to meeting once a year to determine number of cabs.

***\*Special Meeting to hold Public Hearing will take place at 9:00 am in correlation with the November 8<sup>th</sup>, 2022 Regular Meeting of Council.***

***Purpose: Total number of Taxi Cabs licensed for 2023.***

Exit Interviews: Cerny will chair committee and work on set of questions to be included. Will present to Council for possible adoption when finished.

**Cox:** Provided council with a conceptual drawing for employee housing in the future. Lengthy discussion took place on housing options.

**Biery:** Parking Permits; possible residential discounts.

## **EXECUTIVE SESSION:**

Berry moved to enter executive session. Biery second.

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

Council entered at 8:10 PM.

Biery moved to enter executive session. Cerny second.

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

Council exited at 8:40 PM.

Biery moved to adjourn. Second by Cerny.

Roll: Voice Vote; all yes.

Adjourned at 8:41pm.

**PENDING ITEMS:** Paid Parking;  
Generator for Town Hall;

*Council may enter Executive Session for pending and imminent litigation and/or any of the listed items in R.C. 121-21.*



Special Meeting  
Council of the Village of Put-in-Bay  
Friday, September 16<sup>th</sup>, 2022

President of Council Berry called the meeting to order at 10:05 am.  
Roll: Berry, Market, Koehler, Cox; present. Cerny and Biery absent.

Mayor stated the purpose of the special meeting:

The purpose of this Special Meeting is for the third and final reading of the following Ordinances:

1320-22; Establishing Fund 5211;  
Sybil Sanitary Improvement fund.

1321-22; Establishing Fund 5212; Amending Fund 5210.

Cox moved for the third and final reading of Ordinance 1320-22. Second by market.  
Roll: Berry; abstain, Market; yes, Koehler; yes, Cox; yes.

Cox moved for the third and final reading of Ordinance 1321-22. Second by Market.  
Roll: Berry; abstain, Market; yes, Koehler; yes, Cox; yes.

Cox moved to adjourn. Berry second.  
Roll: Voice vote; all yes.

Meeting Adjourned at 10:10 am.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting  
Council of the Village of Put-in-Bay  
Wednesday September 14<sup>th</sup>, 2022

President of Council Berry called the meeting to order at 12:00 pm.  
Roll: Berry, Market, Koehler, Cox; present. Cerny and Biery absent.

Mayor stated the purpose of the special meeting:

The purpose of this Special Meeting is for the second reading of the following Ordinances:

1320-22; Establishing Fund 5211;  
Sybil Sanitary Improvement fund.

1321-22; Establishing Fund 5212; Amending Fund 5210.

Cox moved for the second reading of Ordinance 1320-22. Second by market.  
Roll: Berry; abstain, Market; yes, Koehler; yes, Cox; yes.

Cox moved for the second reading of Ordinance 1321-22. Second by Market.  
Roll: Berry; abstain, Market; yes, Koehler; yes, Cox; yes.

Cox moved to adjourn. Market second.  
Roll: Voice vote; all yes.

Meeting Adjourned at 12:02 PM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

**REGULAR MEETING  
Village of Put-in-Bay Council  
Tuesday, August 9<sup>TH</sup>, 2022  
9:00am Village Town Hall**

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**Mayor Dress Called the meeting to order at 9:03 am.  
Roll Call: Berry, Koehler, Cox, Biery and Cerny all present. Market absent due to work.**

*Amend agenda to include the following items:*

1. *PDG Invoice: Seat Count Assessment: \$7472.91*
2. *Covalen Invoice: \$6,500.00 expended out of SIF*
3. *Jim Warner Vacation time payout (71 vacation hours)*
4. *Special Meeting Minutes from 7/23*

Cox moved to approve the addition of the 4 items set for approval. Second by Biery.

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

**ORDINANCES:**

**ORD: 1311-22                                  UTILITY RULES/REG UPDATE                  TABLE**  
WILL REVISIT IN SEPTEMBER, NOT READY FOR ACTION TO BE TAKEN.

**ORD: 1312-22                                  ANGLED PARKING                                  THIRD**  
KOEHLER SUGGESTED PART PARALLEL AND PART ANGELED TO ACCOMMODATE VEHICLES THAT MAY FREQUENT BREAKFAST RESTAURANTS. LENGTHY DISCUSSION TOOK PLACE ON ROAD CONGESTION. BERRY SUGGESTED ANGLED PARKING ON HALF OF THE ROAD AS WELL. VILLAGE ADMINISTRATOR STATED IT IS \$5K FOR 117 STALLS.

DISCUSSION TOOK PLACE ON REGULATING PARKING ON A STATE HIGHWAY. COX STATED THE BENEFIT OF PROVIDING THE COMMUNITY WITH AMPLE PARKING AND ACCOMADATING FOR ALL THE BUSINESSES.

LENGTHY DISCUSSION TOOK PLACE ON PRICING FOR TEMPORARY AND/OR PERMANENT MARKINGS.

BERRY MOVED MODIFY THE CURRENT ORDINANCE THAT IS UP FOR APPROVAL TO INCLUDE THE LANGUAGE OF ANGLED FROM CATAWBA TO LORAIN ON DELAWARE. SECOND BY COX.

ROLL: Roll: Berry; yes, Koehler, no, Cox, yes, Biery, yes, Cox, yes.

Berry moved to approve the ordinance to be approved as an emergency. Biery second.

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

Motion Fails.

**ORD: 1315-22** **AMENDING PERMITTED USES** **INTRO/EMERG**  
**PERMITTES USES**

KOEHLER INTRODUCED THE ORDINANCE AS AN EMERGENCY.

BERRY MOVED TO TREAT AS AN EMERGENCY. COX SECOND.

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

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

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

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

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

**ORD 1316-22** **REZONING 248 ERIE ST** **INTRO/EMERG**

KOEHLER INTRODUCED THE ORDINANCE.

COX MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY BERRY.

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

CERNY MOVED TO WAIVE THE THREE-READING RULE. BIERY SECOND.

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

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

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

**ORD 1317-22** **AMEND SALARY ORDINANCE** **INTRO/EMERG**

KOEHLER INTRODUCED THE ORDINANCE.

BIERY MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY KOEHLER.

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

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

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

COX MOVED FOR THE ORDINANCE TO BE EFFECTIVE RETROCATIVE TO JULY 1<sup>ST</sup>, 2022. SECOND BY CERNY.

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.



Koehler moved to Amend motion to approve Waters Agreement to reflect \$8,849.00 not \$8449.00 retroactive to July 19<sup>th</sup>, 2022. Berry provided the second.  
ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

Lengthy discussion took place on lobbying for resort and head tax. Legal spoke with colleague on what existing options would be with head tax in addition to resort tax. Township has agreed to share costs as would like to be included.

Biery moved to Direct Susan Anderson/Roetzel and Roetzel to further research head Tax based on existing taxation options. Second by Cox.  
ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

Biery moved to approve the engagement of Roetzel consultants for lobbying services regarding resort tax. Second by Cox.  
ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

ADDITIONS:

PDG Invoice:

Cox moved to approve the PDG invoice for the Seat Count Assessment: \$7472.91. second by Biery.  
ROLL: BERRY; ABSTAIN, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

Covalen Invoice:

Cox moved to approve the Covalen Invoice for \$6,500.00 for a back up pump and to be expended out of SIF. Second by Biery.  
ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

Vacation Payout:

Berry moved to approve Jim Warner resignation as of 7/29/2022. Second by Cox.  
ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

Fiscal Officer provided the amount to be \$2,437.43 before taxes, based on \$34.33 hourly rate. The amount after taxes will be approved at the September meeting.

Biery moved to approve Jim Warner Vacation time payout (71 vacation hours).  
Second by Cerny.  
ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

Koehler moved to approve the \$1,138.42 D'Amico meter error credit. Second by Cerny.  
ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

Berry moved to approve the Village portion of the All American Tree Care, DeRivera Park \$ 5,200.00. Second by Biery.  
ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

Biery moved to approve the Poggemeyer Sybil Blvd invoice in the amount of \$7,861.88. Second by Cerny.

ROLL: BERRY; ABSTAIN, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

Biery moved to approve the AOS Invoice: \$5,043.00 for auditor services. Second by Koehler.

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

Biery moved to increase Harry Williamson pay rate (currently \$28.09) to \$30.09/hour. Effective the next pay period of Aug 14<sup>th</sup>, 2022. Berry second.

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

Biery moved to designate the Fiscal Officer to be the Public Records Designee for 2022. Second by Cox.

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

Cerny moved to approve ant and all Police Department overtime back-pay from the last two pay periods where the Sunday rate was in effect. Second by Biery.

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

Berry moved to approve the American Legal Codified Ordinance Update (2 year update) \$6208.50. Second by Biery.

ROLL: BERRY; YES, KOEHLER; YES, COX; YES, BIERY; YES, CERNY; YES.

#### **PUBLIC PARTICIPATION:**

Joe Cerny; Sybil Blvd:

Email was sent regarding sewer line installation survey; the possibility that it is on his property. Would like documentation that it is not. May also include the manhole.

Asphalt concerns; sent email to council regarding his concerns.

#### **COUNCIL BUSINESS:**

Berry: Research other insurance options for 2033; general liability and health. The one-way on Delaware is creating a bottleneck on Hartford. Will need to assess options to alleviate. The Township is putting reflectors on telephone poles, would the village be ok with that. General consensus is that it would not hurt anything.

Cox: The need for employee and police housing is dire. Mike Russell presented council with ideas on how to facilitate additional housing and options on building vs. purchasing. Lengthy discussion took place.

**A Property/Town Hall Committee Meeting was scheduled for August 12<sup>th</sup>, 2022 at 8:30 am. Meet at the Erie Street Property.**

## **DEPARTMENTS:**

Chief of Police:

Sgt. McMicheaux and Cpl. Fenstermaker have been attending training. Department of Safety will be coming to the island for training in September; report writing and legal updates. Discussion has been taking place on a SRO between the PD and the School Board.

Village Administrator:

(See report)

“No Parking” has been stenciled per council request on the yellow curbs. The crosswalk signs have been ordered for the corner by the boathouse and candy bar.

Fiscal Officer:

Permissive Tax Increase follow up.

Biery moved to direct legal to draft the increase in permissive sales tax ordinance. Berry second.

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

Legal Council:

Requests executive session for pending and imminent litigation.

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

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

Council entered executive session at 10:20 am.

Biery moved to exit executive session. Cerny second.

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

Council exited at 11:15 am.

Cox requested redlined version of the current police contract with the Township.

No other business.

Biery moved to adjourn; Cox second.

Roll: Voice Vote; all yes.

***Council may enter Executive Session for pending and imminent litigation and/or any of the listed items in R.C. 121-21.***



Public Hearing  
July 19<sup>th</sup>, 2022  
9:00 AM  
Village Town Hall.

**The purpose of the Public Hearing is to take public commentary on and consider an introduction of the following;**

**Ordinance 1315-2022:**

AN ORDINANCE AMENDING SECTION 1278.01, TITLED “PERMITTED USES,” OF CHAPTER 1278 I INSTITUTIONAL DISTRICT, OF THE PLANNING AND ZONING CODE OF THE VILLAGE OF PUT-IN-BAY

**Ordinance 1316-2022:**

AN ORDINANCE REZONING 248 ERIE STREET, PART OF LOT 8, SOUTH OF CANARY ROAD REMAINDER, CONSISTING OF APPROXIMATELY 0.66630 ACRES IN THE VILLAGE OF PUT-IN-BAY, OHIO FROM R-1 “RESIDENTIAL DISTRICT SINGLE FAMILY” TO I “INSTITUTIONAL DISTRICT”

Mayor Dress called the Public Hearing to order at 9:01 AM.

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

Mayor Dress opened the Public Hearing;

Public Participation: None

Council Discussion: None

Cox moved to close the public hearing. Cerny Second.

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

Public Hearing was closed at 9:01 am; Meeting adjourned.

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Mayor

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Fiscal Officer

## Special Meeting

Council of the Village of Put-in-Bay

Tuesday, July 19<sup>th</sup>, 2022

*Immediately following the Public Hearing that took place at 9:00am.*

Mayor Dress called the meeting to order at 9:02 am.

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

Mayor stated the purpose of the special meeting:

Water and Sewer Rates; Review of Utility Rules and Regulations- Chapter III; and the Water Tower Improvement Project;

Police personnel and compensation, and purchase of police equipment.

Council may take action on ORD: 1321-22; Angled Parking on Delaware.

### 1. Water and Sewer Rates/ Chapter III Discussion:

Berry inquired about a water/sewer committee meeting to further discuss; Mayor stated this is the forum to do so.

Market: Issues with the Exhibit A in chapter III having very vague language. Section 3.8 needs to mirror exhibit A.

Berry: Questions regarding section 3.1 on page 19; developers; who does that represent, and page 19; 3<sup>rd</sup> paragraph; what is a private building sewer. 20 ft easement had been addressed earlier. Page 24, section 3.12 item 3 needs clarification. Village Administrator said she would revise with clarification as a whole. Item 22, page 27; what is building sewer.

Cox suggested that there be a definitions page to address any unknown terms in the language.

### Public Participation:

Jim Antau: Provided council with documents and a presentation on the sewer system discussion. (see letters)

John Titchner: Questioned the cost of the system, easement issues.

Market: Stated that if gravity was such a concern and a want for residents, why has it not been brought to council sooner?

Joe Cerny: Aggravation with master plan being contradicted.

Cox moved to revisit the rules and regulations once all the comments have been addressed; and to table until August. Market second.

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

Steve Cooks: Questioned if gravity system already exists- suggested not shying away from doing the project complete and correct from the beginning.

### 2. Water Tower Improvement Project; PDG Contract for Engineering:

Cox review the contract.

Village Administrator said the tank mixer will be eliminated from the contract.

Biery moved to approve the PDG contract. Cox second.

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

3. Police Department personnel and compensation:  
Will be Discussed after Executive Session.

4. Angled Parking; 2<sup>nd</sup> reading on Ordinance 1321-22:  
Cox moved the second reading of ordinance 1321-22. Cerny second.  
Berry; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

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

Council entered executive session at 9:55 am.

Biery moved to exit executive session. Cox second.  
Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes.

Council exited executive session at 10:35 am.

Berry moved to approve the payment indicated in the Arica Waters agreement. Koehler second.  
Roll: Berry; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes, Cerny; no.

Cox moved to adjust the salary ordinance to reflect the Corporal position range from \$2281 to \$29.07.  
Second by Berry.  
Roll: Berry; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

Biery moved to promote Officer Eric Seitz to the Lieutenant position, at \$30.00/hour with a 6 month probation period effective July 31<sup>st</sup>, 2022. Cox second.  
Roll: Berry; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

Biery moved to end the 6-mo probationary period for Ashley McMicheaux, and increase her wage to \$29.01/hour effective July 31<sup>st</sup>, 2022. Second by Market.  
Roll: Berry; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

Berry moved to end the 6-mo probationary period for David Fenstermaker, and increase his wage to \$28.24/hour effective July 31<sup>st</sup>, 2022. Second by Cerny.  
Roll: Berry; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

Cox moved to increase Yuri Linetski pay rate to \$26.00/hr effective July 31<sup>st</sup>, 2022. Second by Biery.  
Roll: Berry; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

Biery moved to increase Katy Baughman pay rate to \$23.00/hr effective July 31<sup>st</sup>, 2022. Second by Cerny.  
Roll: Berry; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

Biery moved to increase the pay rate for all part time officers that are making \$23/hr currently to \$25.00/hr effective July 31<sup>st</sup>, 2022. Second by Cox.  
Roll: Berry; yes, Koehler; yes, Market; yes, Cox; yes, Biery; yes, Cerny; yes.

Fiscal Officer stated that allocations for police equipment and weapons will need to be re-addressed, and expenditures will need to be approved from the following funds; Police Operating, Law Enforcement Foundation ( 2904), and Law Enforcement Capital Improvement fund ( 2092)

Biery moved to approve up to \$11,000.00 to be expended out of the police operating fund for the purchase of weapons. Markey second.

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

For the purchase of new radios for the police department officers, the following was approved by Berry: \$5,000.00 to be expended out of the police capital improvement fund 2092, \$3,000.00 to be expended out of the police operating fund, and \$4,200.00 to be expended out of the Law Enforcement Foundation Fund 2904 per the board approval. Cox second.

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

Other Business:

Judy Berry: Reported to council discussions that took place at the Township meeting; resort and head tax. Potential lobbyist will be researched and sought out soon. Need to fund tax attorney for researching head tax.

Biery moved to adjourn the special meeting. Cox second.

Roll: Voice vote; all yes.

Meeting Adjourned at 10:58 pm.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer





## **ACTION OF COUNCIL NEEDED:**

Cox moved to approve the following Meeting Minutes: June 14th, 2022 Regular Meeting, and June 25th, 2022 Special Meeting. Second by Biery.

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

Cox moved to approve the June 2022 Financial Statements including: All Purchase Orders, Supplemental Appropriations, and Mayor's Court. Second by Biery.

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

Cerny moved to approve the Bills to be paid. Second by Biery.

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

Cox moved to approve an Additional 2% wage increase for full-time Village employees, effective the start of the next pay period, July 17<sup>th</sup>, 2022. Biery second.

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

### Elevated Tank Improvement contract with PDG; \$35,885.00

Water superintendent briefed council on the details of this project. Council chose to add this item to the agenda of the special meeting scheduled for July 19<sup>th</sup>, 2022.

Cerny moved to authorize up to \$2,200.00 on behalf of the Village's obligation of half of the invoice for the Gilbert Heating; \$4400.00 invoice to split with Township. Biery second.

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

Jim Warner – Water Treatment Plant Superintendent gave an explanation of the Scada invoices that are set for approval.

Cox moved to approve the SCADA Call-out; initial repair \$4631.00. second by Koehler.

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

Koehler moved to approve as an Emergency the WTP invoice for SCADA \$12,060 Furnish & Install Motor Starter to replace failed; VFD 1. Also to be expended out of the water treatment capital improvement fund. Second by Biery.

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

Berry moved to approve the SCADA invoice for the water treatment plant in the amount of \$32,230 to Furnish and install replacement Yaskawa 50 HP VFD, with disconnect, line reactor to replace failed VFD 3. Also to be expended out of the water treatment plant capital improvement fund. Second by Biery.

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

Biery moved to approve as an Emergency: WWTP Buckeye Pump \$5,007  
Replace control panel for lift station, panel failure. Second by Cox.

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

Seawall Force Main:

Discussion took place on the benefits of planning for the future. The following price points were also discussed; Price to install approx. 1500' of 4" force main along seawall \$105,425.00; \$13,000.00 to increase to 6".

Cerny moved to approve for the 6" to be installed. Costs also to be expended out water capital improvement fund. Second by Biery.

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

Berry moved to approve the Nelson Tank invoice; \$3950.00 for clear well.  
Second by Cerny.

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

Biery moved for the \$32 reimbursement for Officer Stolarski for MBL fare.  
Second by Koehler.

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

**AMENDED AGENDA TO INCLUDE:**

Cox moved to approve the Ottawa Co. Sheriff's Office invoice in the amount of \$9,433.42 for the services in the month of June. Second by Biery.

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

**PUBLIC PARTICIPATION:**

Joe Cerny:

Discussed trenching on Sybil for possible future gravity sewer system.

Questioned if PDG is contract for all projects, or can projects be bid out?

Joan Booker:

Foul smells in front of the Bayshore.

Cement blocks still at the end of Bath Street. Cox provided Booker with information on the cement blocks; plots show it is private property.

**COUNCIL BUSINESS:**

**Judy Berry:**

Would like to schedule a Police Commission Meeting on July 19<sup>th</sup>, 2022 at 6:00 pm for the continued discussion of public safety and the current police season.



Concerns with angles parking; delivery trucks and designated delivery zones; and how to regulate them to alleviate all the congestion on Delaware. Mayor stated she will talk with the fire chief on the congestion issue.

Business License Letter: would like to see language added for businesses to indicate if they are in arrears with payments owed to the Village.

Will continue head tax discussion with legal department. Spoke with department of taxation on how businesses are added to the "habitual offenders list" for non-payment of taxes. Would like to see the Village and Possibly the Township lobby the state to also include nonpayment of resort tax to the criteria of being added to the habitual offender list, and potentially revoke vendors license. Will contact Township to ask their interest.

**Fred Cerny:**

Questioned if the Village and Township split legal bills; considering the majority are police department related.

Status of Taxi Appeal: Council is moving forward with the appeal.

Exit interviews for PD: will proceed for the future. F.O. will provide a standard exit interview draft. There will be 2 council members designated to conduct the interviews.

**DEPARTMENTS:**

**Chief of Police:**

Sgt. McMicheaux spoke on behalf of the department; hiring process is still taking place. The congestion on Delaware and Bayview is something the department is diligently trying to tackle. Staffing issues are at hand due to having to have an officer direct traffic on those roads.

**Administrator:**

**(See report)**

Dock social media updates are apparent. Will be meeting with the generator company for a quote. The price for parking signs on Delaware stating "4 seater carts only" are \$40/each.

**Fiscal Officer:**

Compensatory Time Policy- expiration date and Ordinance for additional \$5/hr Sunday Rate will be referred to legal for drafting.

**MAYOR REPORT:**

Spoke with Ray Collette on potential grant writing.

Requests an executive session for the discussion of pending and imminent litigation and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.

Biery motioned to enter executive session for the above listed topics. Second by Berry.

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

Council entered executive session at 10:45 am.

Cerny moved to exit executive session. Second by Cox.  
Roll: Berry; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.  
Council exit at 11:46 am.

\*Biery exit meeting at 11:38 am.

Cox moved to introduce Ordinance 1312-22 Angled Parking. This will be the first reading.

Cerny moved to waive all housing and security deposit withholdings for the full time police officers effective 7-12-2022 until 10-31-2022. Koehler second.  
Roll: Berry; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**PENDING ITEMS: Paid Parking;  
Generator for Town Hall;**

Cox moved to adjourn. Second by Cerny.  
Roll: Voice Vote; all yes.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

***Council may enter Executive Session for any of the listed items in R.C. 121-21.***

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, June 14<sup>th</sup>, 2022**  
**9:00am Village Town Hall**

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Mayor Dress called the meeting to order at 9:01 am.

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

Susan Anderson and Chief Kimble also present.

Mayor Dress requested the agenda be amended to include several additions;

Police Matters:

The consideration of waiving part time officer bunkhouse rent (\$5/night);

An additional \$5/hour incentive for Officers that work Sunday's;

Double pay on Holidays;

Ferry ticket reimbursement for part time officer.

Berry moved to amend the agenda to include the above listed items. Cox second.

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

Village Matters:

Changing the speed limit from 25 mph to 15 mph on downtown Village roads.

Berry moved to amend the agenda to include this item. Koehler second.

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

**ORDINANCES:**

**AMEND ORDINANCE NUMBERS TO BE IN NUMERICAL ORDER:**

**ORD: 1304 OVERLOADED GOLF CARTS TO 1309-22**

BERRY MOVED TO NUMERICALLY RE-NUMBER ORD 1304 TO 1309-22. CERNY SECOND.

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

**ORD: 1306-22 (TO 1310-22) WATER/SEWER RATES SECOND**

DISCUSSION TOOK PLACE ON WATER RATES AND THE AMOUNT OF THE POSSIBEL INCREASES.

BERRY SUGGESTED A WATER/SEWER COMMITTEE MEETING FOR FURTHER DISCUSSION.

NO MEETING WAS SCHEDULED.

BERRY MOVED THE SECOND READING OF ORDINANCE 1310-22. BIERY SECOND.

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

**ORD: 1307-22 (TO 1311-22) UTILITY RULES/REG UPDATE TABLE  
CHAPTER III**

DISCUSSION TOOK PLACE ON THE COMMITTEE MEETING THAT TOOK PLACE THE PREVIOUS SATURDAY.

BIERY MOVED TO TABLE ORDINANCE 1311-22. CERNY SECOND.

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

Council has requested a completely clean copy of the rules and regulations to review as soon as possible.

**ORD: 1309-22 (TO 1312-22) ANGLED PARKING THIRD**

LENGTHY DISCUSSION TOOK PLACE ON THE COST OF MARKING THE STREET WITH TAPE/STICKERS VS. PAINT;  
LENGTH OF THE GOLF CARTS AND HOW MUCH SPACE 6-8 SEAT CARTS WOULD TAKE UP VERSUS 4 SEAT CARTS;  
WIDTH OF THE STREET FOR EMERGENCY VEHICLES TO BE ABLE TO FIT DOWN;

MAYOR WILL COORDINATE WITH FIRE/EMS TO ARRANGE A TIME TO GO OVER WIDTH OF STREET AND SIZE OF EMERGENCY VEHICLES.

SAFETY AND STREETS COMMITTEE MEETING; MAYOR WILL COORDINATE MEETING.

MARKET MOVED THE THIRD AND FINAL READING OF ORDINANCE 1312-22. CERNY SECOND.

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

MOTION FAILS.

**ORD: 1313-22 AMENDED 2022 DOCKAGE INTRO/EMERG**  
BIERY INTRODUCED THE ORDINANCE AS AN EMERGENCY.

COX MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. BERRY SECOND.

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

BERRY MOVED TO WAIVE THE THREE READING RULE. BIERY SECOND.

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

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

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

**ORD: 1314-22 FIREWORKS RESTRICTION INTRO/EMERG**  
BERRY MOVED TO INTRODUCE THE ORDINANCE.

COX MOVED FOR THE ORDINANCE TO BE TREATED AS AN EMERGENCY. BIERY SECOND.

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

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

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

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

**Approve: Council to set Public Hearing: To take action on the following Ordinances:**

1315-22: Rezoning 248 Erie St. from Residential to Institutional

1316-22: Amend Section 1278.01 Permitted Uses

The council set a date for the Public Hearing; July 19<sup>th</sup>, 2022 at 9:00 am.

**MINUTES:**

Cox moved to approve the Meeting Minutes; May 10th, 2022 Regular Meeting. Berry second.

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

Berry moved to approve the May 12<sup>th</sup>, 2022 Special Meeting minutes. Biery second.

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

**FINANCIALS:**

Cerny moved to approve the May 2022 Financial Statements including: All Purchase Orders, Supplemental Appropriations, and Mayor's Court. Biery second.

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

Cox moved to approve the Bills to be paid. Biery second.

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

Berry moved to approve the Roetzel Legal Invoice: \$9,307.50. Market second.

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

Biery moved to approve the OWDA debt service in the amount of \$169,944.71. Second by Koehler.

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

Market moved to approve the OPWC debt service payment in the amount of \$26,007.72. second by Koehler.

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

**EMPLOYEES:**

Market moved to approve the following Dockmasters Zach Bittner and Matt Amsden pay raise from \$11/hr to \$12/hr, effective the next pay period of 6-19-2022. Second by Biery.

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

Market moved to approve the Dockmaster housing are at \$5/night for boat at dock, full price on weekends. Second by Berry.

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

**MISC:**

Market moved to approve the Refund to Kruegers/Brewery \$695.43. Second by Koehler.

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

Market moved to approve the Dunfee Plumbing invoice for Bathhouse Maintenance in the amount of \$4299.00. Second by Berry.

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

Berry moved the approval of the Fiscal Officer to attend OAPT Conference; two day finance refresher June 16<sup>th</sup> – 17<sup>th</sup>. Second by Market.

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

Cox moved the approval of a purchase of a Bathhouse Golf Cart in the amount of \$12,270.00 from BH Capital Improvements fund; retroactive to May 27<sup>th</sup>, 2022. Second by Biery.

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

\*Market on record that this golfcart is for the parks use also.

### **INVOICES:**

Discussion took place on the following two invoices and what they entail.

Issues with the original manufacturer Blue & Green, who installed the ozone equipment; should be held accountable for the warranty of the equipment. Pinnacle invoice is for troubleshooting the ozone leak and repair.

Berry moved to approve the Pinnacle Invoice \$4,596.95. Second by Cox.

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

Village Admin provided a copy of the cost breakdown for Griffin Invoice;

Biery moved to approve the Griffin Pavement: \$5,440.00 Signs and road decals. Koehler second.

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

Further discussion took place; Cox mentioned that the cost to change the tape per season will be a high expenditure each year for the Village.

### **AGENDA ADDITIONS:**

Lengthy discussion took place on incentives to offers officers so they would be more likely to work.

Market moved to waive the \$5/night Bunkhouse rent for part-time officers from June 14<sup>th</sup>, 2022 to October 31<sup>st</sup>, 2022. Second by Berry.

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

Lengthy discussion took place on waiving the travel expense of boat fare for part time officers; many different options were discussed.

Berry moved to waive Miller Boat Line passenger fare to and from the island for part time officers subject to the execution of written documentation by the officer from June 14<sup>th</sup>, 2022 to October 31<sup>st</sup>, 2022. Second by Koehler.

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

Fiscal Officer will immediately draft up an agreement for the officer to sign understanding the ability to charge *to and from* ONLY trips for scheduled shifts at the PD.

Discussion took place on an hourly rate increase for officers that are scheduled for Sunday shifts. Chief Kimble stated that the officers suggested an additional \$2/hours for working these shifts. Council discussed \$5/hour.

Berry moved to approve a temporary increase of \$5/hour for all police officers and dispatch employees who work on Sunday between midnight to midnight, effective Sunday June 19<sup>th</sup>, 2022 until further action of council. Second by Market.

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

Discussion took place on the possibility of changing the speed limit on downtown Village roads that are currently 25 mph to 15 mph. Ordinance 434-03 was reviewed by legal. Discussion of different roads and their speed limits took place.

Market moved for the speed limit on Delaware to temporarily be lowered from 25 mph to 15 mph, and direct legal to draft an Ordinance accordingly. Biery second.

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

### **COMMITTEE REPORTS:**

#### *Rules and Ordinance Committee:*

Berry stated the committee met to discuss business licenses and penalties and enforcement aspect. Committee came up with suggestions as to a timeline to direct the Fiscal Officer to send out letters to businesses.

#### *Water/Sewer Committee:*

Market gave overview of the committee meeting. Waiting on certain information and clean version of the rules and regulations from the Village Administrator. Suggested an official moratorium to prohibit tap-in's until the policy is tightened up.

### **COUNCIL BUSINESS:**

Councilman Cox met with Chief Kimble regarding staffing, planning, training, housing, and other expectations of the Police Department, current and future.

Streets and Safety Committee merged with the Police Commission.

Mayor Dress stated the *Police and Safety Committee* will meet twice a month, the second and fourth Wednesday's of each month at 9:00 am.

Purpose: To discuss public safety and police matters.

Each meeting the members of the committee will put together an agenda for discussion points and keep council obliged at the beginning of each month.

Berry reached out to past Fiscal Officer to see if she knows of any paperwork on a Head Tax. Current F.O. will check the files.

Discussion took place on head tax and if the Village would be able to facilitate one. Legal will look in to head tax.

**DEPARTMENTS:**

**Chief of Police:**

Possibly hiring a parking/traffic enforcement officer on the weekend. Weekend is staffed; discussed the dates the Sheriff's Dept is able to come over. Handed out stats and call reports to council.

**Administrator:**

**(See report)**

Lane change plans by the monument and construction zone and back on. 5 different issues at the WTP are being sorted through.

**PENDING ITEMS:**

**Police Contract with the Township:**

Cox requested status update on contract. Mayor stated notice of termination will be sent to the Township.

**Bathing Beach:**

Due to re-open late July?

Biery moved to adjourn. Cerny second.  
Voice Vote; All yes.

Meeting Adjourned at 10:50am.

\_\_\_\_\_  
Approved: Mayor

\_\_\_\_\_  
Attest: Fiscal Officer

\_\_\_\_\_  
Date

\_\_\_\_\_  
Date

***Council may enter Executive Session for any of the listed items in R.C. 121-21.***



Special Meeting  
Council of the Village of Put-in-Bay  
Thursday, May 12<sup>th</sup>, 2022  
12:15 pm - Put-in-Bay Town Hall

A Special Meeting has been called by the Mayor of the Village of Put-in-Bay for Thursday, May 12th, 2022, in the Village Town Hall at 12:15pm.

Mayor Dress called the meeting to order at 12:16 pm.  
Roll: Berry; present, Market; present via zoom, Koehler; present via zoom, Cox; present, Biery; present, Cerny; absent.

Susan Anderson present via zoom.

The purpose of this Special Meeting is to hold the following readings on:

Ordinance: 1304-22	Overloaded Golf Cart	Third Reading
Ordinance 1306-22	Water/Sewer Rates	Intro/Emergency
Ordinance: 1307-22	Chapter III, Utility Rules/Regs	Second Reading
Ordinance: 1309-22	Angled Parking on Delaware	Second Reading

Council approval for payment of bills in May 2022; and  
The conducting of an executive session to discuss pending litigation, after which Council may take action concerning *Taxiputinbay LLC v Village of Put-In-Bay*.

Ordinance: 1304-22      Overloaded Golf Cart      Third Reading  
Biery moved the third and final reading. Cox second.  
Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes.

Ordinance 1306-22      Water/Sewer Rates      Intro/Emergency  
Legal and Mayor gave overviews of the Ordinance. Koehler made suggestion to amend Section 2 to reflect 1-year, not 5-years.  
Lengthy discussion took place;  
Market moved to introduce the Ordinance reflecting the amendment made to Section 2.

Ordinance: 1307-22      Chapter III, Utility Rules/Regs      Second Reading  
Berry asked Village Administrator for clarification on Section 3.8.  
Discussion took place;  
Mayor asked for a motion for the second reading based on the proposed changes to the language reflecting both sewer systems.  
Village Administrator will provide exact language for the third and final reading.  
Berry moved the second reading. Biery second.  
Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes.

Biery moved for council to enter executive session for the discussion of pending and imminent litigation.  
Cox second.  
Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes.

Council entered executive session at 12:30 pm.

Biery moved to exit executive session. Cox second.  
Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes.

Council exited executive session at 12:45 pm.

Cox moved to appeal the judgement on *Taxiputinbay LLC v Village of Put-in-Bay*. Berry provided the second.

Roll: Berry; yes, Market; yes, Koehler; no, Cox; yes, Biery; yes.  
Legal will file the appeal and keep council obliged on the progress.

Cox moved to pay the Bills in May. Second by Biery.

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

Ordinance: 1309-22      Angled Parking on Delaware      Second Reading

Village Administrator met with Griffin Striping company and briefed council with a report on their suggestions based on council request for angled parking on Delaware. Different options for 45 degree or 90 degree angled parking were discussed. A quote was provided to council.

Market started discussion on the overhang on bumpers on the sidewalk and additional signage needed.

Cox moved for the second reading of this ordinance. Biery second.

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

Market moved to adjourn the special meeting. Cox second.

Roll: Voice vote; all yes.

Meeting Adjourned at 1:05 pm.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

REGULAR MEETING MINUTES

**Village of Put-in-Bay Council**

**Tuesday, May 10<sup>TH</sup>, 2022**

**9:00am Village Town Hall**

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

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

Cerny moved to amend the agenda to include the resignation of full time officer Anthony Battista. Biery second.

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

Biery moved to amend the agenda to include Ordinance 1308-22; Traffic Control on Delaware, and also Ordinance 1309-22; Angled Parking on Delaware. Cerny second.

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

**Ordinance 1304-22; Overloaded Golf Carts; Second Reading**

Cox moved the second reading of this Ordinance. Cerny second.

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

**Ordinance 1305-22; 2022 Dockage Rates; Introduction/Emergency**

Cox introduced the Ordinance.

Berry moved to treat the Ordinance as an emergency. Cox second.

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

Cox moved to waive the three-reading rule for this ordinance. Biery second.

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

Cerny moved for the ordinance to go into effect immediately. Berry second.

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

**Ordinance 1306-22; Water/Sewer Rates; Discussion**

Discussion takes place before putting rates into ordinance form, Legal needs clarification on the increase. Village Admin. presented the regular 3.5% increase, an additional 3.5%, and highest consumer 10.5%.

Discussion took place on master meters, multiple meters, residential vs. commercial.

Market moves to authorize legal to draft an ordinance including the rates provided by the village administrator and discussed by council. Cox second.

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

Market will schedule a Water/Sewer Committee meeting via zoom.

**Ordinance 1307-22; Utility Rules/Regs Update to Chapter III; Introduction**

Market moved to introduce the ordinance. This will serve as the first reading.

**Ordinance 1308-2022; Traffic Control on Delaware; Intro/Emergency**

West to East, Between Catawba Ave and Hartford Ave, between the dates of May 1<sup>st</sup>, to August 31<sup>st</sup> of each year.

Language discussion of dates took place. Council suggested Memorial Day to Labor Day.

Councilman Cox discusses busy dates on the island.  
Cox introduced the ordinance based on the new suggested dates of Memorial Day through Labor day.

Berry moved to treat the ordinance as an emergency. Biery second.  
Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Cerny moved to waive the three-reading rule. Market second.  
Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Cox moved for the ordinance to go into effect immediately. Berry second.  
Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Cox moved to amend the previous action to include language of the Friday before Memorial Day weekend to the Tuesday after Labor Day weekend. Market second.  
Roll: Berry; yes, Market; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**Ordinance 1309-22; Angled Parking on Delaware; Introduction/Emergency**

Discussion took place on loading/unloading areas; possible redesignation of that area, size of area.

Market suggested the 20ft zone be stretched to include a full size truck.

Cox introduced the ordinance. This will serve as the first reading.

Cerny moved to approve the resignation of Anthony Battista as of May 7<sup>th</sup>, 2022 his last day worked. Berry second.

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

**Meeting Minutes: April 12<sup>th</sup>, 2022 Regular Meeting.**

Cox moved to approve the minutes. Koehler second.

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

**April 2022 Financial Statements including: All Purchase Orders, Supplemental Appropriations, and Mayor's Court:**

Cerny moved to approve the April financials. Biery second.

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

**Roetzel Legal Invoice: \$9,022.43:**

Market moved to approve the invoice to be paid. Second by Koehler.

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

**Ohio Municipal Joint Self-Insurance Pool Invoice: \$63,852.00:**

Market moved to approve the invoice to be paid. Second by Berry.

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

**Municipal Dock Improvement- Debt Service Invoice: \$66,437.50:**

Berry moved for the interest only payment to be made. Market provided the second.

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

**Annual transfer of \$5,000.00 to Bathhouse Capital Imp. Fund:**

Cerny moved for the annual transfer. Koehler second.

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

**Golf Cart Purchase; for Wastewater Department; \$13,750.00 out of Sewer Department Capital Improvement Fund:**

Biery moved the approval for the purchase of the golf cart. Second by Cox.

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

**Rawdon Meyers Invoice; \$4,114.00 (for a Decant Drive):**

Berry moved. Cerny second.

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

**Franklin Sanitation Invoice pt. 2; \$4,100.00:**

Koehler moved to approve the second payment to Franklin Sanitation.

Cox second.

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

**Water Treatment Plant Intern @ \$15.00/hour and \$5.00/night in utility housing:**

Koehler moved to approve the WTP intern rate of pay and housing cost. Second by Cerny.

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

**Wastewater Intern @ \$15.00/hour:**

Cox moved the approval of the WWTP intern rate of pay. No housing needed. Second by Biery.

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

**Mr. Cooks request to tie into Low Pressure Sewer on Shore Villas (East Point Blvd):**

Cerny moved. Biery second.

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

**Non-Renewal of current police contract effective 12/31/2022:**

Will be discussed in Executive Session.

**PDG Assessment re-evaluation of seat count; \$10,880.00:**

Cox moved for the approval of the PDG re-evaluation at the cost listed above. Second by Biery.

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

**Erie Street Sale:**

For DeRivera Park to be able to purchase and use the Erie Street lot for their intended purposes, Legal drafted language to revise CO 1278.01 Permitted Uses, to include "parks or playgrounds, including facilities and operations furtherance thereof". This would have to be referred to the Planning Commission for its consideration.

Koehler provided the motion to revise CO 1278.01 Permitted Uses, to include "parks or playgrounds, including facilities and operations furtherance thereof". This would have to be referred to the Planning Commission for its consideration. Second by Berry.

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

Will be sent to Planning Commission for its consideration.

Koehler moved to authorize the Village Administrator to submit an application for rezoning of the parcel at 248 Erie Street to institutional. Biery second.

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

**PUBLIC PARTICIPATION:**

Joe Cerny questioned how many seat licenses are sold in a year.

**COUNCIL BUSINESS:**

Berry: Met with Taxation representatives and the Fiscal Officer regarding collection of taxes and non-compliant businesses. A list will be put together of all of the businesses that are either for sale or have recently been sold. Will also be in touch with compliance department regarding habitual offenders, and the potential of withholding vendors license or liquor licenses.

Cox: Business License informational letter; is one sent out to help new businesses be in compliance. F.O. stated there is indeed a letter that is sent out with the business license application.

Berry: Would like a Rules/Ordinance Committee Meeting to be set to review the business license ordinance.

**DEPARTMENTS:**

**Chief of Police:**

Hiring process still taking place. Battista resignation as of May 7<sup>th</sup>, 2022. 16 calls last Saturday.

**Administrator:**

**(See report)**

Discussed western basin algae bloom issues, and the availability of federal funding to be allocated towards algae bloom awareness. Spoke with AT&T and PDG regarding the water tower violations and repairs; possible buy out option was discussed. No action was taken. A small fire took place in the WTP breaker panel.

**Fiscal Officer:**

Request to schedule Finance/Audit Committee meeting for 3<sup>rd</sup> quarter update. Meeting scheduled for July 5<sup>th</sup>, 222 at 8:00 am before the workshop session.

**LEGAL COUNSEL:**

Final agreement on the settlement for the License Fee cases. Asked council for a motion to approve the settlement.

Market moved to approve the settlement of case numbers 12 CR 046 and 15 CR 045 in the Ottawa County Court of Common Pleas and authorizing the mayor to enter in to a settlement agreement with the defendants to implement the terms of the settlement.

Biery second.

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

Ruling in the Coops Cab's case regarding vehicle width. Legal will review.

**Executive Session:**

Cerny moved for council to enter Executive Session for the discussion of pending and imminent litigation and the employment of public employees. Biery second.

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

Council entered at 10:25 am.

Market moved for council to exit executive session. Berry second.

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

**Police Contract:**

Cerny moved to provide the Township of Put-in-Bay with two notices; consideration of a new contract starting in 2023, and the nonrenewal of the contract expiring at the end of 2022 authorizing the mayor and solicitor to enter into negotiations for a successor contract. Second by Biery.

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

Special meeting has been scheduled for Thursday, May 12<sup>th</sup>, 2022 at 12:15 pm.

Biery moved to adjourn, Cerny second.

Roll: Voice Vote; all yes.

Meeting adjourned at 10:55 am.

\_\_\_\_\_  
Attest:

\_\_\_\_\_  
Mayor, Date

***Council may enter Executive Session for any of the listed items in R.C. 121-21.***

## REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, April 12<sup>TH</sup> , 2022

*9:00am Village Town Hall*

President of Council Berry called the meeting to order at 9:01 am.

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

Mayor Dress Absent, Susan Anderson; present.

### AMEND AGENDA TO REFLECT THE ADDITION OF THE FOLLOWING ITEMS:

**Approve:** Hire Eric Seitz as full-time officer effective 4/24/2022 including a six month probationary period.

**Approve:** Franklin Sanitation Invoice; \$10,936.00 – Jetting Mains in the Village including Catawba Ave and a lift station.

Village administrator gave explanation on the service; stating it is a reoccurring service every other year.

Koehler moved to amend the agenda to include the above listed items. Cox second.

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

### **Ordinance 1304-22; Overloaded Golf Carts.**

Discussion takes place. Koehler questioned if the Ordinance covers all low-speed vehicles.

Berry stated there is a pre-existing law stating that every passenger needs a seatbelt; why make an additional ordinance? Discussion takes place on the intent of Ordinance 1304-22.

Cox introduced the ordinance.

May regular meeting will hold the second reading.

### **Resolution 1-22; Discarded Vehicle.**

Market introduced the ordinance as an emergency.

Cox moved to treat the ordinance as an emergency. Koehler second.

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

Koehler moved to waive the three-reading rule. Cerny second.

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

Cerny moved for the ordinance to go into effect immediately. Second by Berry.

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

#### Action Needed:

Cox moved to approve the Meeting Minutes: March 8<sup>th</sup>, 2022 Regular Meeting and March 21<sup>st</sup>, 2022 Special Meeting. Cerny second.

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

Berry moved to approve the March 2022 Financial Statements including: All Purchase Orders, Supplemental Appropriations, and Mayor's Court. Cerny second.

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



Market moved to approve the Arbor Day proclamation declaring April 29<sup>th</sup>, 2022 as Arbor Day. Cox second.

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

Cox moved to approve the Law Enforcement Foundation Board's approval to allocate \$7,000.00 towards uniforms for the Police Department. Second by Berry.

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

Market moved to approve the Leaders Invoice: \$9,974.25 – Bathhouse stalls. Second by Berry.

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

#### Water Rate Increase

Village Administrator suggests this be tabled until the Water/Sewer Committee meets to discuss further.

#### Township Snow Plowing Invoice:

Fiscal Officer reached out to the Township F.O. for more supporting documentation on time cards, including descriptions of daily plowing. Has not heard back yet.

The amount of the invoice is \$7,018.00.

Cox moved for this to be tables until May. Second by Berry.

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

Koehler moved to approve Complimentary dockage for Tall Ship, 8/20 to 8/22. Market second.

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

\*President of Council stated that the following items will be discussed in Executive Session and action to be taken thereafter.

**Approve:** Janet Benton pay increase from \$15/hr to \$16.50/hour

**Approve:** Don Dress salary increase

**Approve:** Hire Eric Seitz as full time officer effective next pay period, including a six month probationary period.

**Approve:** Village Administrator to hire new groundskeeper at a pay rate of \$17.50/hr and \$5/night in condos

Berry asked for a motion for the following to be added to the agenda:

Jenny Fuchs pay rate for employment as bath house attendant as \$15.00/ hr.

Cox moved to approve the addition of the above item to be added to the agenda.

Second by Koehler.

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

Cox moved to approve up to 40 hours of Anne Auger's Vacation time to be rolled over. Berry second.

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

Koehler moved to approve the Westfield Invoices in the amount of \$5,205.10 to be paid out of Capital Improvements fund. Second by Cox.

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

Koehler moved to approve the 100 Delaware Ave sewer system tie in request letter.  
Second by Cerny.

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

Cox moved to approve the sale of an unused fire hydrant to E.S. Wagner \$500.00, to be installed on the construction property. Second by Cerny.

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

#### Franklin Sanitation Invoice

Cerny questioned of the expense should have been approved before the services were provided. Village Administrator explained it is a reoccurring expense every two years. Discussion took place on the approval of reoccurring expenses. Discussion also took place on which companies are contracted for these reoccurring services.

Market moved to approve the invoice in the amount of \$10,936.00. Second by Cox.

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

#### Town Hall Stage

Letter was sent to council from the PIB Arts Council requesting that the Stage be dedicated to Patrick Myers. (see attached). Research may need to be done regarding name change or first time naming the stage. Discussion takes place.

Koehler moved to approve the Arts Council to dedicate a plaque on or near by the stage for Mr. Myers. Cox second.

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

#### American Legion

Berry moved to approve an allocation up to \$500.00 for activities appropriate to the celebration of Memorial Day; May 30<sup>th</sup>, 2022. Market second.

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

**PUBLIC PARTICIPATION:** None

#### **COMMITTEE REPORTS:**

Councilman Cox stated that when the Water/sewer committee meets to discuss water rate increases; he is in support of anything 7% or greater.

Streets and Ordinance Committee Meeting update from Monday April 11<sup>th</sup>, 2022; discussed parking and Ordinance 1289-21. President of Council Berry stated committee would like to try out one-way on Delaware; from Catawba to Hartford, Memorial Day to Labor Day, and instituting angled parking on Delaware towards the monument. Striping will not be permanent. Based on the committee's recommendation; these items will be set for approval in May.

Lengthy discussion takes place on the following:

Paid parking and rates.

Vehicle tax: letter and forms to be sent out, vehicle stickers, placement, and enforcement.

Joe Cerny concerns with the possibility of personal vehicles being stopped for not having the proper sticker.

Anderson asked if council would like an Ordinance drafted up for angled parking and one-way on Delaware. Market stated that to his knowledge there is an ordinance stating that it is up to the Mayor's discretion to make those approvals based on what the circumstances are.

Cerny suggested passing a temporary ordinance for both.

**COUNCIL BUSINESS:**

Koehler: Flags around the park; the possibility of Ukrainian flags being put up. Asked the Village Administrator when the next seat count will take place, and who counts them?

Cox: When building permits are approved; what are the repercussions on violating them.

**DEPARTMENTS:**

**Chief of Police:**

Interviews are in progress.

**Administrator: (See report)**

Village roads will not be striped this year. The dumpster in front of the Forge will be moved next week. The floating dock is in and ready for boat launching. Docks are open and at a discounted rate.

Discussion took place on the amount of water that is lost each year and how that figure is determined.

There is a preconstruction meeting for Sybil scheduled for April 12<sup>th</sup>, 2022.

**Fiscal Officer:**

Business License Applicant- Shawn Nixon; failure to complete the business license in its entirety. Discussion will not take place until application is submitted and completed correctly.

**LEGAL COUNSEL:**

Discussed the Supreme Court's decision regarding Resort Tax: Colonial Inc.

Berry had discussion with AG office regarding the possibility of recouping tax monies from non-compliant businesses that are for sale or have already been sold.

Cerny Moved for council to enter executive session for pending and imminent litigation, the sale of public property, and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Cox second.

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

Council entered executive session at 10:20 am.

Cox moved for council to exit executive session. Koehler second.

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

Council exits executive session at 11:44 am.

**Personnel:**

Koehler moved to approve Janet Benton pay increase from \$15/hr to \$16.50/hour.  
Second by Market.

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

Cerny moved a pay increase for Don Dress in the amount of \$22.40/hour. Second by Cox.

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

**New Hires:**

Koehler moved to approve to Hire Eric Seitz as full time officer effective April 24<sup>th</sup>, 2022, at an hourly rate of \$24.75, including a six month probationary period. Second by Market.

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

Market moved for the Village Administrator to hire new groundskeeper at a pay rate of \$17.50/hr and \$5/night in condos. Second by Cox.

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

Cox moved to approve Jenny Fuchs to be hired as a bathhouse attendant at a pay rate of \$15/hr. Second by Market.

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

**Other Business:**

Cox directed fiscal officer to recirculate the 2022 police department officer roster and include their current payrates, position, and salary range.

Cerny moved to adjourn. Cox second.

Roll: Voice Vote; all yes.

Meeting adjourned at 11:45 am.

***Council may enter Executive Session for pending and imminent litigation, the sale of public property, and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official; and/or any of the listed items in R.C. 121-21.***

REGULAR MEETING  
Village of Put-in-Bay Council  
Tuesday, March 8<sup>TH</sup>, 2022  
*9:00am Village Town Hall*

Join Zoom Meeting

<https://us06web.zoom.us/j/87009033560?pwd=ZzQrSGZBZlBxcck5GVDRSbGNTcUFHdz09>

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

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

Susan Anderson present by zoom.

Mayor Dress introduced Barbara Ferron; Monument Superintendent.

Mrs. Ferron have council an update on the monument seawall project and what to expect this summer regarding construction, renovations and improvements.

Ferron also asked council to consider a temporary relocation of Bayview Ave throughout the project. Circulated a drawing of the Bayview alignment and a new interpretive plaza.

**ORD: 1303-22**

**Council Recusal**

**Third/Final**

Market moved the third and final reading of this ordinance. Cox second.

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

**Council Action Needed:**

**Minutes:**

Cox moved to approve the meeting minutes from Feb 11<sup>th</sup>, 2022 Regular Meeting and **Feb 21<sup>st</sup>**, 2022 Special Meeting. Second by Market.

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

**Financials:**

Market moved to approve the February 2022 Financial Statements including: (Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court Monthly). Second by Cerny.

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

Market moved to approve for the February bills to be paid. Second by Biery.

Roll: Berry; yes, Market; yes, Koehler; rescinded original vote; new vote is abstain; Cox; yes, Biery; yes, Cerny; yes.

Market moved to approve the Roetzel Invoices to be paid. Second by Biery.

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

Market moved to approve the yearly subscription of the Scada software in the amount of: \$4,736.00. Second by Biery.

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

### **Revisions to the Police Contract :**

Discussion will take place in Executive Session.

### **Recoup Agreements:**

Cerny moved to approve each of the 2021 Recoup Agreements; Morgan Park: \$1,805.42, Cotton Clan: \$510.79, and OSU: \$7,358.55 to be paid. Second by Cox.

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

Cerny approved the payout for Chan Stevens in the amount \$56,502.93 to be paid out of SIF. Berry second.

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

### **Sludge Pad Project:**

Village Administrator and Doug Nusser gave explanation on the sludge pad and its benefits both operationally and financially. Discussion took place on solid waste management. Doug Nusser will provide council with a total project cost per their request.

No action was taken.

### **Toledo Ave:**

Discussion took place on the amount for forced main upgrade on Toledo Ave and the paving costs.

Mayor Dress provided an explanation to new council members. Monies were held in escrow, and bank is taking longer than expected to dissolve the escrow. It was suggested that the Village cover all costs owed and then be reimbursed for the expenditures.

Council discussion took place; Village will not act as the bank and will only pay the portion it is responsible for. Other parties will need to reach out to the bank to resolve any outstanding transactions on their own.

Market moved to approve the cost of the forced main in the amount of \$15,612.00 to be expended out of the SIF. Second by Biery.

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

Cox moved to approve the Toledo Ave paving costs in the amount of \$28,204.00 to be expended out of Fund 2011 Street Maintenance and Repair. Second by Biery.

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

**Training:**

Market moved to approve the Fiscal Officer and Village Administrator to attend OML conference March 26<sup>th</sup>, 2022 in Cleveland. Cox second.

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

**Police Department:**

\*The next 4 items to be discussed in executive session.

**Approve:** Sgt. Michael Wheeler resignation from the PD as of 3-5-2022

**Approve:** End of 6-month probationary period for Officer Ashley McMicheaux as of March 26<sup>th</sup>, 2022 with rank increase to Sergeant and an hourly rate of \$25.50/hour.

**Approve:** End of 6-month probationary period for Officer David Fenstermaker as of March 26<sup>th</sup>, 2022 with a rank increase to Corporal and an hourly rate of \$24.75/hour.

**Approve:** Anthony Battista to Full Time Detective position at \$25.50/hour with a 6-month probationary period as of Feb 27<sup>th</sup>, 2022.

**Approve:** Mayors Court Clerk Karen Goaziou pay increase

**Other Business:**

Mr. Cerny moved to approve the Monument's proposal for a temporary road shift of Bayview Avenue. Biery second.

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

\*Market expressed concerns with the time limit of the road shift; suggested putting a limit on the time allowing the road to be moved. Fiscal Officer included concerns in the minutes per Market's request.

**PUBLIC PARTICIPATION: N/A**

**COMMITTEE REPORTS: N/A**

**COUNCIL BUSINESS:**

**Travel:**

Councilman Cerny: looked in to travel benefits based on Chief's recommendation.

Provided a breakdown of cost to the Village for plane tickets and passenger boat fare.

Suggested that the Village purchase tickets and have employees claim them when needed based on policy revision.

Fiscal Officer discussed different ways to facilitate the retrieval of the tickets. Susan Anderson states administration will have to look into tax issues with these added benefits.

Biery moved to direct legal council and the fiscal officer to research and draft a policy that reflects compensating full-time year-round employees for travel off the island once per pay period. Cox second.

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

**Department Reports:**

**Chief of Police:** Officer McMicheaux present. No report currently.

**Administrator: (See report)**

Discussed Utility Department and ES Wagner concerns with infrastructure during the potential batch plant project. Including: usage of well, usage of water and the amount of, road usage and potential damage, (camera the sewer lines) performance guarantee, and the possibility of a bond.

Discussion of the weight limits allowed on Village roads took place.

Homeland security contacted the Village regarding the installation of equipment on top of the water tower to map dark vessels from March – October. No action was taken.

**Legal Counsel:**

Discussed the HB that was introduced that would prohibit municipalities to regulate short term rentals. Berry suggested drafting and sending a letter to Senator on the Village position regarding the house bill.

**Executive Session:**

Cox moved for council to enter executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.

Biery second.

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

Council entered Executive Session at 10:05 am.

Market moved for council to exit executive session. Biery second.

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

Council exit at 10:44 am.

Cox moved to approve Sgt. Michael Wheeler resignation from the PD as of 3-5-2022. Second by Biery.

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

Market moved to approve the end of 6-month probationary period for Officer Ashley McMicheaux as of March 26<sup>th</sup>, 2022 with rank increase to Sergeant with a 6 month probation for the rank; and an hourly rate of \$25.50/hour as of March 27<sup>th</sup>, 2022. Second by Cerny.

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



Market moved to approve the end of 6-month probationary period for Officer David Fenstermaker as of March 26<sup>th</sup>, 2022 with a rank increase to Corporal; with a 6 month probation for the rank, and an hourly rate of \$24.75/hour as of March 27<sup>th</sup>, 2022. Second by Cerny.

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

Market moved to approve the hiring of Anthony Battista to Full Time Detective position at \$25.50/hour with a 6-month probationary period as of Feb 27<sup>th</sup>, 2022. Biery second.

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

Market moved to approve the Mayors Court Clerk Karen Goaziou to receive a pay increase to \$20.00 per hour effective as of March 13<sup>th</sup>, 2021. Biery second/

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

Market moved to approve Scott Sneller pay rate to \$20.00 per hour effective March 13<sup>th</sup>, 2022. Second by Cerny.

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

### **Executive Session:**

Market moved for council to enter executive session for the discussion of pending and imminent litigation. Cerny second.

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

Council entered executive session at 10:49 am.

Cox moved for council to exit executive session. Biery second.

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

Council exits executive session at 12:01 pm.

Biery moved to modify the original motion regarding the approval of the Chan Stevens payout to reflect \$56,502.70, NOT \$56,502.93. Cerny second.

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

Doug Nusser discussed the elevated water tank and the estimated cost being \$704,550.00.

\*Discussion took place.

Biery moved to adjourn. Market provided the second.

Roll: Voice Vote; all yes.

Meeting adjourned at 12:10 pm.

*Council may enter in to Executive Session for pending and imminent litigation, and/or any of the listed items in R.C. 121-21.*

WORKSHOP SESSION NOTES

Village of Put-in-Bay Council

Tuesday, March 1<sup>st</sup>, 2022

*9:00am Village Town Hall*

Mayor Dress called the meeting to order at 9:00 am; via ZOOM.

Roll: Berry, Cox, Biery, Cerny; all present via ZOOM. Market and Koehler; absent.

Susan Anderson present via zoom

Chief Kimble present.

**ORD: 1303-22**

**Council Recusal**

**Third/Final**

**ACTION OF COUNCIL NEEDED:**

**Approve:** Meeting Minutes: Feb 11<sup>th</sup>, 2022 Regular Meeting  
Feb 21<sup>st</sup>, 2022 Special Meeting

**Approve:** February 2022 Financial Statements including:  
(Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court Monthly)

**Approve:** Bills to be paid in February

**Approve:** Roetzel Invoices (sent via email for review)

**Approve:** Revisions to the Police Contract

**Approve:** 2021 Recoup Agreements

**Approve:** Chan Stevens Amount \$35,646.96

**Approve:** Fiscal Officer and Village Administrator to attend OML conference March 26<sup>th</sup>, 2022 in Cleveland.

**Approve:** Sgt. Michael Wheeler resignation from the PD as of 3-5-2022

**Approve:** End of 6-month probationary period for Officer Ashley McMicheaux as of March 26<sup>th</sup>, 2022 with rank increase to Sergeant and an hourly rate of \$25.50/hour.

**Approve:** End of 6-month probationary period for Officer David Fenstermaker as of March 26<sup>th</sup>, 2022 with a rank increase to Corporal and an hourly rate of \$24.75/hour.

**Approve:** Anthony Battista to Full Time Detective position at \$25.50/hour with a 6-month probationary period as of Feb 27<sup>th</sup>, 2022.

**Additions:**

Monument proposal; temporary road shift during project duration; asked council to approve the concept.

Paragon Investigations to facilitate background check on Eric Seitz prior to full time hire.

**PUBLIC PARTICIPATION:** N/A

**COMMITTEE REPORTS:**

Councilman Cerny will work on Delaware Ave proposal and discuss with the Rules and Ordinance Committee. He will also work with fiscal officer and other committee members on the possibility of travel and/or rent benefits.

**COUNCIL BUSINESS:**

Judy Berry: would like a follow up on the paid parking presentation that was given in 2021.

Craig Cox: On behalf of neighbor Jim McMonagle; has concerns on the hours of operation of the concrete batch plant. Village Administrator stated that ES Wagner stated the would only be running the plant 2 times a week, and the source of the other noise would be tearing down the wall and transporting to Fox's. Will follow up further and report back to Mr. McMonagle.

**DEPARTMENTS:**

**Chief of Police:**

10+ applications being reviewed for seasonal hires. Polaris is still due to be delivered in May.

**Administrator:**

**(See report)**

**Fiscal Officer:**

Will have monthly financial reports by the regular meeting.

**LEGAL COUNSEL:**

Will be circulating revisions to the Township Police Contract and the Chan Stevens agreement to council this week.

Requests an executive session next week for the discussion of pending and imminent litigation.

**MAYOR REPORT:**

HB 563; Short Term Rentals. Village may want to oppose. When State Gov enacts anything to Oversee local government it is work the opposition.

Biery moved to adjourn. Berry second.

Roll: Voice vote; all yes.

Meeting adjourned at 9:43 AM.

***Council may enter into executive session for the discussion of any of the listed items in R.C. 121-21.***

Special Meeting  
Council of the Village of Put-in-Bay  
Monday, February 21<sup>st</sup>, 2022  
12:15 PM Put-in-Bay Town Hall

A Special Meeting has been called by the Mayor of the Village of Put-in-Bay for Monday, February 21st, 2022, in the Village Town Hall at 12:15pm.

Mayor Dress called the meeting to order at 12:16 pm.

Roll: Market, Berry, Biery, Cox, and Cerny all present Via Zoom. Koehler; absent.

The purpose of this Special Meeting is to hold the third reading on the following:

ORD: 1304-22 ; Sybil Bid Award, and to approve Air Technologies Quote for the Water Treatment Plant.

Cox moved the third and final reading of Ordinance 1304-22. Cerny second.

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

Mayor Dress and the Village Administrator explained the Air Technologies quote, scope of the work, necessity, health and safety, and Village well being regarding the replacement of the compressors. The cost is over the \$50k mark, which would normally be put out to bid, but in this case, due to the dire need and urgency of the work, ORC states and Ordinance can be approved to waive the bid process.

Cox introduced Ordinance 1307-22; An Ordinance Declaring a Real and Present Emergency and Awarding Contract for the Repair of the Village's Ozone Water Treatment System and Declaring an Emergency.

Biery moved to treat Ord 1307-22 as an emergency. Second by Market.

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

Market moved to waive the three-reading rule for Ord. 1307-22. Second by Biery.

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

Berry moved for Ordinance 1307-22 to go in effect immediately. Market second.

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

Market moved to adjourn the special meeting. Biery second.

Roll: Voice vote; all yes.

Meeting Adjourned at 12:29 pm.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Friday, February 11<sup>th</sup>, 2022

*9:00am Village Town Hall*

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

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

**PUBLIC HEARING:**

**ORD: 1301-22           McCann-Myers Zoning Amendment**

Mayor Dress opened the public hearing ay 9:02 am.

No public participation.

Council discussion: Mayor explained the request to the new council members.

Mayor closed the public hearing at 9:05am. Mayor asked for an introduction to Ord:1301-22.

No action was taken.

Council discusses potential special meeting Saturday, Feb 12<sup>th</sup>, 2022, at 9:30am for Sybil 2<sup>nd</sup> or 3<sup>rd</sup> reading and 3<sup>rd</sup> reading for council recusal ordinance.

Will depend on the weather and flights.

Three items need to be added to the agenda. Will need to amend agenda to reflect:

1. Removing Boyles and McCann from the FNB signature page
2. Add Cox and Biery to the FNB signature page
3. Approve Sybil PDG invoice in the amount of \$5,907.70

Market moved to amend the agenda to include the above listed three items. Cox Second.

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

**ORD: 1298-21           Amending section 1042.13 “Shut Offs”           Third/Final Reading**

Berry moved the third and final reading. Market second.

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

**ORD: 1299-21           Revised Rules/regulations Utility Dept           Third/Final**

Berry moved the third and final reading. Market second.

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

**ORD: 1302-22           Amended Salary Ordinance           Third/Final**

Market moved the third and final reading of the ordinance; retroactive to January 1<sup>st</sup>, 2022. Biery second.

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

**ORD: 1303-22           Council Recusal           Second**

Cox moved the second reading. Market second.

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

\*Mayor skips to action of council needed until Cerny joins the meeting. Flight was delayed.

(Cerny entered at 9:23am; see below in red)

**ORD: 1304-22           Sybil Bid           Second**

Market moved the second reading. Biery second.

Roll: Berry; recuse, Market; yes, Biery; yes, Cox; yes.

**ORD: 1305-22                    Extending Med. Marijuana**  
**No need for action due to approval of Ord:1306-22.**

**Intro/Emerg**

**ORD: 1306-22                    PROHIBIT MED. MARIJUANA**

**INTRO/EMERG**

Market introduced the ordinance.

Biery moved to treat the ordinance as an emergency. Market second.

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

Market moved to waive the three-reading rule. Berry second.

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

Market moved for the ordinance to go into effect immediately. Biery second.

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

**Council action:**

**Approve:** Meeting Minutes:

January 11<sup>th</sup>, Regular Meeting

January 14<sup>th</sup>, Special Meeting

Market moved to approve both meetings. Cox second.

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

**Approve:** January 2022 Financial Statements including:

(Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court Monthly)

Berry moved to approve. Biery second.

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

**Approve:** Bills to be paid in January

Market moved to approve the bills to be paid. Cox second.

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

**Approve:** Axon Installment- \$7,200.00 (PD Taser Agreement)

Discussion took place.

Part of the purchase plan. 4 year contract.

Cox moved to approve. Biery second.

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

**Approve:** Roetzel Invoices - \$9,005.00

Market moved to approve legal fees in the amount of \$9,005.00. Cox second.

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

***\*\*\*Cerny entered at 9:23 am***

**Approve:** GIS GPS Receiver Proposal: \$4,900.50

Village Administrator gave explanation on the details of this invoice.

Software and hardware for the water plant. Will be able to coordinate with county.

Market moved to approve. Berry second.

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

**Approve:** Air Technologies Compressor Replacement (6) \$52,371.46

\*Lengthy discussion took place.

Will be reimbursed to capital improvements. Original product was not working correctly.

Auger will speak with legal on bid vs. no bid; tabled until March 2022 meeting.

**Amended items (3) to the agenda for council action:**

Market moved to approve the removal of Boyles and McCann from the FNB signature pages. Cerny second.

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

Market moved to add Biery and Cox to the FNB signature page. Cerny second.

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

Market moved to approve the PDG invoice for Sybil project in the amount of \$5,907.70. Biery second.

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

**Planning Commission:**

Market moved for Berry to stand in for Cox during the planning commission meeting. Biery second.

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

**PUBLIC PARTICIPATION: N/A**

**COMMITTEE REPORTS: N/A**

**COUNCIL BUSINESS: N/A**

**DEPARTMENTS:**

**Chief of Police:**

Sgt. Wheeler discussed new officer hiring.

**Administrator:**

**(See report)**

Will present to planning commission a few infrastructure concerns with the batch plant. The Erie Street contract with DeRivera park has been sent to the land bank and the park for review.

Water Tower repairs: Discussion took place on conversation with the cell providers renting space on the tower.

**Fiscal Officer: N/A**

**LEGAL COUNSEL: N/A**

**MAYOR REPORT:** Police contract with the Township has been sent out with revisions.



**Executive Session:**

Councilman Cox moved for council to enter executive session for the discussion of the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, regarding police department contract negotiations. Market second.

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

Council entered executive session at 9:50 am.

Biery moved for council to exit executive session. Cox second.

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

Council exited at 10:00 am.

**Other Business:**

Cox:

What can be done to regulate and prohibit businesses being delinquent with tax payments or any debt to the Village? Discussion took place on prohibiting any license or building permit or zoning request until debt is resolved.

Finance/Audit Committee will begin to meet before each workshop session (8:30 am) to discuss bills and financials starting in April 2022.

**Market moved to adjourn. Biery second.**

**Roll: Voice vote; all yes.**

**Meeting adjourned at 10:10 AM.**

\_\_\_\_\_  
**Approved:**

\_\_\_\_\_  
**Mayor:**

\_\_\_\_\_  
**Attest:**

*Council may enter into executive session for the discussion of any of the listed items in R.C. 121-21.*

Special Meeting  
Council of the Village of Put-in-Bay  
Friday, January 14<sup>th</sup>, 2022  
11:00 AM - Put-in-Bay Town Hall

**The purpose of this Special Meeting is for the discussion of police department personnel matters. Council may enter Executive Session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.**  
**R.C. 121.22(G)**

Mayor Dress called the meeting to order at 12:00 pm.  
Roll: Koehler; present by Zoom, Jeff Biery; present by Zoom, Cerny, Cox, Berry, Market; all present.  
Susan Anderson present by telephone;  
Chief Kimble present.

Market moved to enter Executive session. Cox second.  
Roll: Cerny; yes, Cox; yes, Berry; yes, Market; yes.  
Council entered Executive Session at 12:08 pm.

Market moved to exit Executive Session. Berry second.  
Roll: Cerny; yes, Cox; yes, Berry; yes, Market; yes.  
Council exited Executive Session at 1:18 pm.

Market moved to adjourn the special meeting. Cox second. .  
Roll: Voice vote; all yes.

Meeting Adjourned.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting  
Council of the Village of Put-in-Bay  
Wednesday, January 12<sup>th</sup>, 2022  
11:00 AM - Put-in-Bay Town Hall

**The Purpose of this Special Meeting is to hold the second readings for the Following Ordinances:**

**ORD: 1302-22 Amended Salary Ordinance**

**ORD: 1304-22 Sybil Bid Award**

President of Council Judith Berry called the meeting to order at 11:06 AM.  
Roll: Berry, Market, Cerny, and Cox all present. Koehler and Biery; absent.

**ORD: 1302-22 Amended Salary Ordinance**

Market moved the second reading of this Ordinance. Cerny second.

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

**ORD: 1304-22 Sybil Bid Award**

Berry started discussion of her recusal on Sybil voting. Due to quorum issues, Berry would vote if need be, but would reach out to the Ohio Ethics Commission to confirm whether or not it is a conflict of interest. If it indeed is a conflict of interest, Berry would rescind her vote on the matter.

Lengthy discussion took place on council availability, Sybil timeline, and the importance of presence at the regular meetings.

Joe Cerny: Comments on LPSS vs. Gravity.

No action of Council took place due to lack of quorum. A special meeting was scheduled for Friday, January 14<sup>th</sup>, 2022 at 11:00 am for second vote on Ordinance 1304-22.

Market moved to adjourn the special meeting. Cerny second. .

Roll: Voice vote; all yes.

Meeting adjourned at 11:20 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, January 11<sup>th</sup>, 2022

*9:00am Village Town Hall*

Mayor Dress called the meeting to order at 9:00 AM.

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

**ORD: 1298-21**                      **Amending section 1042.13 “Shut Offs”**                      **Second Reading**

Market moved the second reading. Cox second.

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

**ORD: 1299-21**                      **Revised Rules/regulations Utility Dept**                      **Second Reading**

Berry moved the second reading. Market second.

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

**ORD: 1301-22**                      **McCann-Myers Zoning Amendment**                      **Hearing on 2/8/22**

**ORD: 1302-22**                      **Amended Salary Ordinance**                      **Intro/Emerg**

Market introduced the Ordinance. This will serve as the first reading.

**ORD: 1303-22**                      **Council Recusal**                      **Intro/Emerg**

Market introduced the Ordinance; amended to reflect Councilman Cerny’s COI regarding Banyon Cove. This will serve as the first reading.

**RES: 1-22**                      **Sybil Bid**

Discussion took place; Mayor Dress recommended council to accept with the alternative bid. Joe Cerny expressed concerns over location of paving. Village Administrator discussed the differences in bids.

Market introduced the Ordinance including Speer Brothers bid which states the base + alternative bid. This will serve as the first reading.

\*The potential of two sperate special meetings for a second and third reading took place. This would accommodate the timeline of the project. No decision was made.

**ACTION OF COUNCIL NEEDED:**

**Approve: President Pro-Temp**

Mayor Dress opened the floor for nominations. Mr. Market nominated Judy Berry to remain President. No other nominations were brought forward; Mayor Dress closed nomination.

Market moved for Judy Berry to remain president of council. Cerny second.

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

**Approve: Meeting Minutes: December Regular Meeting**

Market moved to approve the minutes. Cerny second.

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

**Approve:** December 2021 Financial Statements including:  
(Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court Monthly)

Market moved to approve the financial statements listed above. Cox second.

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

**Approve:** Bills to be paid in January

Berry moved to approve the bills to be paid. Cox second.

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

**Approve:** 2022 Dockage Rates

Discussion took place.

Councilman Biery; Chair of the Docks Committee; submitted his recommendation via email to the other members of council.

Cerny moved, based on Biery's recommendation, that dockage be increased by \$.25/foot overnight, \$2.00 daily rate, and \$20.00 for misc. watercraft. Cox second.

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

**Approve:** 2022 Committee Seats

Market moved to approve the 2022 Committee Seats. Cox second.

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

**Approve:** Buckeye Pumps Invoice in the amount of \$10,692.00

Market moved to approve the invoice in the amount of \$10,692.00. Cox second.

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

**Approval:** 2022 Full Time Village Employees Position and Rate of Pay (Appendix A)

Cox moved to approve the 2022 employees position and payrates for 2022. Berry second.

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

**Approve:** Shore Villas sewer extension request letter

Discussion took place.

Market moved to approve the Village Administrator to continue to gather and request information regarding the Low Pressure Sewer request that was received. Cox second.

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

**PUBLIC PARTICIPATION:**

**Joe Cerny** – received the letter he was requesting. Will review.

**COUNCIL BUSINESS:**

**Fred Cerny** – Status of water tower? Village Administrator stated it was still being discussed and is projected for repairs in the future.

**DEPARTMENTS:**

**Chief of Police:**

**Administrator:**  
(See report)

**Fiscal Officer:**

**Training Update** – Contacted State and AG office in regards to public records, Sunshine Laws, and Ethics training. Will discuss more in the spring and a date will be chosen for viewing the webinars. Ethics training will take place before the April 2022 workshop session.

**Council Orientation – Packet**

Fiscal Officer handed out the financial packet and a council orientation packet to all members of council and the Mayor. Lengthy explanation took place on both.

**LEGAL COUNSEL:**

Resolution 1-22 should have been written as an Ordinance, not a resolution. Votes will have to be rescinded and a new vote should take place.

The amended document will be Ordinance 1304-22.

Market moved to withdraw his motion for the introduction. Cox second.

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

Market moved to introduce Ordinance 1304-22 regarding Sybil bid award including the alternate and base bid amounts.

Anderson also discussed the medical marijuana moratorium the Village had in place has expired. Council will have to decide whether to allow or not. Based on either decision, it can be prohibited or regulated based on zoning regulations.

Market moved for council to direct legal counsel to draft an Ordinance prohibiting the cultivation, refinement or sale of marijuana, medical or otherwise in the Village of Out-in-Bay, and that a moratorium go in place until September 1<sup>st</sup>, 2022 or until legislation has been passed by Council. Cox second.

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

Anderson requested council to enter in to Executive Session for the discussion of pending and imminent litigation and sale of public property.

Market moved to enter Executive Session. Cox Second.

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

Council enters Executive session at 10:22 AM.

Market moved to exit executive Session. Cerny second.

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

Council exited Executive Session ay 11:25 AM.

Market moved to adjourn. Cox Second.  
Roll: Voice Vote; all yes.  
Meeting adjourned at 11:26 AM.

*Council may enter into executive session for the discussion of pending and imminent litigation and the sale of property. R.C. 121-21*

REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, December 14<sup>th</sup>, 2021

*9:00am Village Town Hall*

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

Roll: Market; absent (excused absence due to work schedule conflict), Koehler, Berry, Boyles, McCann and Cerny all present.

Susan Anderson present via zoom.

Koehler moved to amend the agenda to include action on Ordinance 1300-21; amending Ord. 1121-15 “dock Capital Improvement Fund”.

Fiscal officer explained there is added language to include a date of the 8.5% transfer.

Cerny second,

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

Berry moved to amend the agenda to include the approval of a PDG invoice in the amount of \$3,506.78. Koehler second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**ORD: 1293-21                      Time Limit to Deposit Funds Policy                      Third Reading**

Boyles moved the third and final reading. Cerny second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**ORD: 1294-21                      2022 Budget/Appropriations                      First/Emergency**

Koehler introduced as an emergency.

Berry moved to treat the ordinance as an emergency. Koehler second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

Koehler moved the three-reading rule for Ord. 1294-21. Berry second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

Berry moved for Ord. 1294-21 to be effective immediately. Koehler second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**ORD: 1295-21                      Prosecutor and Legal Counsel                      First**

**\*Discussion took place on the necessity of all ordinances being written as an emergency.**

Berry moved to introduce Ord. 1295-21.

Susan Anderson stated the importance of approving this Ord. as an emergency, as she will need to be approved as soon as possible to continue with cases currently pending.

Berry amended her introduction to an introduction as an emergency.

Berry moved to treat the ordinance as an emergency. Koehler second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

Koehler moved to waive the three-reading rule. Berry second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.



Koehler moved for the ordinance to go in to effect immediately. Berry second.  
Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**ORD:1296-21                      Salary Ordinance                      First/Emergency**

Koehler moved to introduce Ordinance 1296-21 as an emergency.  
Boyles pointed out the redlined text in the ordinance. Fiscal Officer stated it is up for discussion, and not approved.

Koehler amended his introduction, and re-introduced his introduction as an emergency; without the redlined text.

Koehler moved to treat the ordinance as an emergency. Boyles second.  
Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

Koehler moved to waive the three-reading rule. Cerny second.  
Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

Koehler moved for the ordinance to go in effect immediately. Boyles second.  
Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**ORD: 1297-21                      Utilities Assistant Position                      First/Emergency**

F.O. explained the position and the language describing it.

Boyles introduced the ordinance as an emergency.

Boyles moved to treat the ordinance as an emergency. Cerny second.  
Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

Boyles moved to waive the three-reading rule. Cerny second.  
Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

Boyles moved for the ordinance to go in effect immediately. Cerny second.  
Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**ORD: 1298-21                      Amending section 1042.13 “Shut Offs”                      First/Emergency**

Boyles introduced the ordinance. This will serve as a first reading.

**ORD: 1299-21                      Revised Rules/regulations Utility Dept                      First/Emergency**

Boyles introduced the ordinance. This will serve as a first reading.

**ORD: 1300-21                      Amending Ord: 1121-15                      First/Emergency**

Koehler introduced the ordinance.

Koehler moved to treat the ordinance as an emergency. Berry second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

Koehler moved to waive the three-reading rule. Berry second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

Berry moved for the ordinance to go in effect immediately. Koehler second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**RES: 4-2021**

**Gov Deals**

**First/Emergency**

Berry introduced the ordinance.

Koehler moved to treat the ordinance as an emergency. Berry second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

Koehler moved to waive the three-reading rule. Berry second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

Koehler moved for the ordinance to be in effect immediately. Berry second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**ACTION OF COUNCIL NEEDED:**

**Approve:** Meeting Minutes: November 12th, 2021 Regular Meeting

Koehler moved to approve the meeting minutes. Berry second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: abstain.

**Approve:** November 2021 Financial Statements including:

(Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court Monthly)

Boyles moved to approve the financial statements, and all included. Koehler second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** Bills to be paid in December

Berry moved to approve the bills to be paid in December. Boyles second.

Roll: Koehler; abstain, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** 2022 Council Meeting Dates and Time; First and Second Tuesday of each month at 9:00 am.

Cerny moved to approve the 2022 council meeting time and dates. Koehler second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** 2022 Council Rules

**\*Discussion took place on allotting more time for public participation.**

Koehler stated there are currently 3 minutes given, would like to see 5 minutes.

Koehler moved to approve the 2022 council rules, amending public participation from 3 to 5 minutes. Cerny second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** 2022 Planning Commission Meeting Dates and Times

Berry moved to approve the 2022 PC meeting dates and times to remain the same as they are now; First Tuesday of each month at 11:00 am. Koehler second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** 8.5% dock revenue transfer to Fund 4909 Dock Improvement and Maint. Fund.

Boyles moved to approve the 8.5% transfer. Koehler second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** Arbor Day \$500.00 donation.

Berry moved the approval of \$500 toward arbor day celebration and the purchase of two new trees. Koehler second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

Berry moved to approve Kendra Koehler to a three-year term as a member of the tree commission. Cerny second.

Roll: Koehler; abstain, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** OPWC Debt service - \$25,105.57 and OWDA Debt service - \$165,336.21 payments both retractive to November 1<sup>st</sup>, 2021

Boyles moved for the approval of both payments retroactive to November 1<sup>st</sup>, 2021. Berry second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** Reallocation of dock debt service funds: \$95,000.00 to principal and \$67,862.00 to interest retroactive to November 1<sup>st</sup>, 2021.

Koehler moved the reallocation of both amounts retroactive to November 1<sup>st</sup>, 2021. Berry second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** Full-time employees pay rate and position (see attachment "A")for 2021.

Koehler moved the approval of Attachment A. Berry second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** Franklin Sanitation Invoices:

\$3,376.66 – Lift Station Grease Traps

\$9,944.68 – Manifold Pipe Clean Out

Boyles moved for the approval of both invoices. Berry second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** Leaders Industrial Services: Bathhouse Maintenance: \$9,974.25

Berry moved for the approval of the Leaders quote for the bathhouse, and to expend from the bathhouse capital improvement fund. Second by Boyles.  
Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** GIS/Asset Management Software and Services: \$3,000 Three-year agreement  
Berry moved for the approval of the mapping services and software. Second by Boyles.  
Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** Heineman Sewer Forgiveness: \$4,845.35  
Village Administrator gave explanation of the situation to council.  
Berry approved the forgiveness. Koehler second.  
Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** Krueger/Brewery credit for overpayment of SIF: \$1,117.83  
Koehler approved the credit for the Krueger/Brewery overpayment. Berry second.  
Roll: Koehler; yes, Berry; yes, Boyles; yes, McCann; yes, Cerny: yes.

**Approve:** Employee Pay Increases (see attachment “B”)  
Fiscal officer suggested an executive session for this discussion.

**AMENDED:**

Koehler moved to approve the PDG invoice in the amount of \$3,506.78. Berry second.  
Roll: Koehler; yes, Berry; yes, Boyles; yes, Cerny; yes, McCann; yes.

**PUBLIC PARTICIPATION:**

Joe Cerny: Addressed additional concerns as to why everything is presented as an emergency when needing approval. Thankful for the extra 2 minutes in public participation. Was in contact via email with the EPA on several issues.

**DEPARTMENTS:**

**Chief of Police:**

Upcoming training in the new year; sending several officers.

**Administrator:**

**(See report)**

Sybil went out to bid.

**LEGAL COUNSEL:**

Council will need to schedule a public hearing for McCann-Myers zoning request.

Public Hearing: Scheduled for February 8<sup>th</sup>, 2021 at 9:00 AM

Vehicle licensing fee and Coops Cabs litigation will be in the spring.

**MAYOR REPORT:**

Mayor requests and executive session for the discussion of pending and imminent litigation compensation of a public employee and the potential sale of property.

Berry moved to enter executive session. Koehler second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, Cerny; yes, McCann; yes.

Council enters executive session at 9:55 am.

Cerny moved to exit executive session. McCann second.

Roll: Koehler; yes, Berry; yes, Boyles; yes, Cerny; yes, McCann; yes.

Council exits at 10:30 am.

Berry moved to approve a 2% increase to all employees of the Village of Put in Bay, excluding the Police Department full-time hires, effective the first pay period in January 2022. Cerny second.

Roll: Koehler; yes, Berry; yes, Boyles; no, Cerny; yes, McCann; no

Cerny moved to approve the Fiscal Officer a salary of \$50,000.00 per year, effective the first pay period in January 2022. Second by Boyles.

Roll: Koehler; yes, Berry; yes, Boyles; yes, Cerny; yes, McCann; yes.

Council stated that they will revisit an additional 2% pay increase, and reconsider police department wages in July.

The mayor's court clerk position salary range will be addressed in January 2022.

Boyles moved to adjourn. McCann second.

Roll: Voice vote; all yes.

Meeting adjourned at 10:45 am.

\_\_\_\_\_  
Mayor /Date

\_\_\_\_\_  
Attest:

***Council may enter into executive session for the discussion of pending and imminent litigation and any topic listed under personnel matters. R.C. 121-21***

REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, November 9<sup>th</sup>, 2021

*12:15 PM Village Town Hall*

**Mayor Dress called the meeting to order at 12:16 pm.**

**Roll: Berry, Market, Koehler, McCann, Boyles; All Present. Cerny absent.**

**ORD: 1283-21                      Amending Section 452.114;                      Third/Final  
   Summer Parking Restrictions**

Berry moved the third and final reading of Ordinance 1283-21. Market second.

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

**ORD: 1289-21                      Amending Chapter 858;                      Third Reading  
   “Rental Vehicles/ License Fees”**

Berry moved the third and final reading of Ordinance 1289-21. Market second.

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

**ORD: 1293-21                      Time Limit to Deposit Funds Policy                      Second Reading**

Market moved the second reading of Ordinance 1293-21. Berry second.

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

**Third reading will take place at the December meeting.**

**ORD: 1294-21                      2022 Budget/Appropriations                      First/Emergency**

Not ready to take action. Fiscal Officer will continue to circulate budget draft for December approval.

**ACTION OF COUNCIL NEEDED:**

Market moved to approve the Meeting Minutes from the October 12<sup>th</sup>, 2021 Regular Meeting. Berry Second.

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

Market moved to approve the October 2021 Financial Statements including: (Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court Monthly). Berry second.

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

Berry moved to approve the Bills to be paid in November. Market second.

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

Market moved to approve the Roetzel Invoices in the amount of \$3,157.50. Koehler second.

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

Market moved to approve Officer Thomas Sheridan Resignation as of 10/29/2021.  
Second by Koehler.

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

Market moved to approve the Municipal Dock Debt Service: \$162,862.50, including both the principal and interest amounts. Berry second.

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

Koehler moved to approve the increase of Budget and Appropriations for Fund 4901 by \$896,031.77. Second by Berry.

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

Berry moved to approve AOS invoice \$5,781.00. Second by Koehler.

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

Market moved to approve the Generator Systems quotation; 3-year agreement at \$1,275.00/year. Koehler second.

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

Market moved to table the approval of Leaders Industrial Services: \$9,974.25 to polymer coat shower stalls. Berry second.

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

Market moved to approve the Village Administrator to advertise the Sybil WTP sewer project to go out to bid. Koehler second.

Roll: Berry; recuse, Boyles; yes, Market; yes, Koehler; yes, McCann; yes.

Berry moved to table the approval of the Utility Rules and Regulations Update. Market second.

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

**PUBLIC PARTICIPATION:**

Joe Cerny: Comments on gravity sewer system and longevity.

Requests the status of the written clarification on a past Village settlement.

**COUNCIL BUSINESS:**

Market: NYE Dance at the Tow Hall

Berry: Clarification next year on the time of Halloween Trick-or-Treat

**Administrator:**

Auger was absent for the meeting but requested via the Mayor an Executive Session for the potential sale of public property.

**Fiscal Officer:**

Floating Holiday's – council will consider the addition of two more holidays.  
Fiscal Officer requested direction of Health Insurance Renewal. Discussion took place on Using current provider (Anthem) for dental and vision instead of UHC.

Market moved to approve the renewal of BC/BS up to 4.6% including the dental/vision, if it is equal if not less than what the Village is current being billed. Berry second.  
Roll: Berry; yes, Boyles; yes, Market; yes, Koehler; yes, McCann; yes.

Council will need to approve the following at the December meeting:

- Council Rules
- Meeting Dates
- Committee seats and Chairs
- Current Salary Ordinance
- 8.5% Dock Revenue Transfer to Dock Capital Improvement Fund
- 2020 Mayors Court Schedule

McCann moved for council to enter executive session for the discussion of the potential sale of public property. Berry second.

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

Council entered executive session at 12:50 PM.

Market moved for council to exit executive session. Berry second.

Roll: Berry; yes, Boyles; yes, market; yes, Koehler; yes, McCann; yes.

Council exit executive session at 1:00 PM.

Market moved to adjourn the regular meeting of council. Berry second.

Voice vote; all yes.

Meeting adjourned at 1:02 PM.

***Council may enter into executive session for the discussion of any topic listed in. R.C. 121.22.***



Special Meeting  
Council of the Village of Put-in-Bay  
Friday, November 5<sup>th</sup>, 2021  
12:15 PM - Put-in-Bay Town Hall

**The Purpose of this Special Meeting is to discuss the 2022 Budget for the Village of Put-in-Bay, Ohio.**

Mayor Dress called the meeting to order at 12:20 PM  
Roll: Koehler, Market, Berry, McCann, Boyles, all present. Cerny; absent.

Discussion took place on the 2022 drafted budget and appropriations, business license tax, resort tax, and other ways to increase revenue.

Fiscal officer will continue to update council on revenues as the month progresses, and also continue to send them draft versions of the 2022 budget for their approval in December.  
No action was taken at this meeting.

Market moved to adjourn the special meeting. Berry second.  
Roll: Voice vote; all yes.

Meeting adjourned at 12:55 PM

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, October 12<sup>th</sup>, 2021

*9:00 AM Village Town Hall*

Mayor Dress called the meeting to order at 9:00 AM.

Roll: Berry, Boyles, Koehler, Cerny, McCann, and Market all present.

Chief Kimble and Susan Anderson also present.

**ORD: 1283-21**                      **Amending Section 452.114;**                      **Third/Final**  
**Summer Parking Restrictions**                      **TABLED**

Berry stated that after the committee had met, the Ordinance is recommended to remain tabled.

**ORD: 1289-21**                      **Amending Chapter 858;**                      **Second Reading**  
**“Rental Vehicles/ License Fees”**

Berry moved the second reading. Cerny second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes, McCann; yes, Market; yes.

David Tiggett from Keybank was present, and gave council a presentation of the following items up for approval. He stated the history with the Village, and the current status of the BANS and the dock loan.

Council was provided with details regarding the potential dock refinance project, and was given the opportunity was given for a Q &A.

\*Lengthy discussion took place on the dock refinance project, terms of the loan, dollar amounts, and a timeline.

**ORD: 1290-21**                      **BAN Issuance not to exceed \$895K**                      **Intro/Emerg**

Koehler introduced Ordinance 1290-21 as an emergency.

Koehler moved to treat this ordinance as an emergency. Berry second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes, McCann; yes, Market; no.

Koehler moved to waive the three-reading rule. Berry second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes, McCann; yes, Market; no.

Koehler moved for this ordinance to go in to effect immediately. Berry second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes, McCann; yes, Market; no.

**ORD:1291-21**                      **Not to exceed \$3,450,000.00 Dock Rehab**                      **Intro/Emerg**  
**Refinance project**

Koehler introduced Ordinance 1291-21 as an emergency.

Berry moved to treat ordinance as an emergency. Koehler second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes, McCann; yes, Market; yes.

Koehler moved to waive the three-reading rule. Berry second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes, McCann; yes, Market; yes.

Koehler moved that the ordinance go into effect immediately. Berry second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes, McCann; yes, Market; yes.

**ORD: 1292-21**                      **PTI Single Service Line**                      **Intro/Emergency**  
An Ordinance Authorizing the Village Administrator to Prepare and Submit Plans and Specifications to the Ohio EPA For a Permit to Install a Single Service Line to Support the Water Treatment Plant.

Koehler introduced this ordinance as an emergency.

Koehler moved to treat this ordinance as an emergency. Market second.

Roll: Berry; recuse, Boyles; yes, Koehler; yes, Cerny; yes, McCann; yes, Market; yes.

Koehler moved to waive the three-reading rule for this ordinance. Market second.

Roll: Berry; recuse, Boyles; yes, Koehler; yes, Cerny; yes, McCann; yes, Market; yes.

Market moved for this ordinance to go in to effect immediately. Koehler second.

Roll: Berry; recuse, Boyles; yes, Koehler; yes, Cerny; yes, McCann; yes, Market; yes.

**ORD: 1293-21**                      **Time Limit to Deposit Funds Policy**                      **Introduction**

Koehler introduced this ordinance. This will serve as the first reading.

**ACTION OF COUNCIL NEEDED:**

Mayor Dress addresses council on the purpose of this public hearing. Applicant Melinda McCann-Myers is present. Robert Morrow is also present.

**Rescheduled date of the PUBLIC HEARING to October 12<sup>th</sup>, 2021**

AN ORDINANCE (1286-21) APPROVING THE APPLICATION OF MELINDA MCCANN MYERS TO AMEND THE OFFICIAL ZONING MAP OF THE VILLAGE OF PUT-IN-BAY TO CHANGE THE ZONING CLASSIFICATION OF PARCEL NO. 0250565132253001, 404 BAYVIEW AVENUE, FROM RESIDENTIAL TO C-2 GENERAL COMMERCIAL DISTRICT

Cerny inquires about the procedure of a public hearing; and why the applicants want to change the zoning.

Koehler stated that the public hearing can not be opened due to less than 30 days' notice to the public.

Anderson stated the notice went out within 29 days, and briefed council on the requirements of two different notices that need to go out; adjacent home owners (20 days) and public notice (30 days).

\*Lengthy discussion took place on the timeline compliance with this zoning request.

Fiscal Officer stated the days that the notices were drafted, posted, and mailed out to the residents.

Market moved to proceed with the hearing based on substantial compliance with notice provisions and it is determined that it is appropriate to proceed with public hearing. Second by Boyles.

Roll: Berry; yes, Boyles; yes, Koehler; recuse, Cerny; no, McCann; recuse, Market; yes.

Motion failed.

Fiscal Officer notified council that the meeting was posted on the 12<sup>th</sup>, and that indeed would be 30 days. Susan Anderson discussed with council that is compliant and council approved a valid meeting date.

Market moved that the hearing proceed as on the agenda. Berry second.

Roll: Berry; yes, Boyles; yes, Koehler; abstain Cerny; yes, McCann; recuse, Market; yes.

**Mayor Dress opens the public hearing:**

Mrs. Myers and Mr. Morrow discuss with council their business intent, and why they will need the zoning change.

\*Lengthy discussion takes place with applicants and council members on the zoning change with future owners, and the neighborhood.

Mr. Koehler is speaking on behalf of being a resident, NOT a council member.

Market has concerns regarding the street losing the “neighborhood” feel; residential to commercial is a very permanent change.

Applicants would agree on a C-1, not C-2 if that would satisfy council.

Anderson stated that Council has 65 days to make a decision after the first reading of the Ordinance.

Koehler spoke on behalf of being a citizen;

Voting is not approving the business, its voting to change the zoning of the property from residential to commercial. Concerns with what will happen with the building if the original business idea is not implemented.

“Upscale Inn” is what they are applying for, and it is not in the zoning manual. They should consider applying for something that is in the zoning manual. Koehler also stated that there are a lot of children on the street; would hate to see the safety of the street be lost.

Koehler would also like the Fiscal Officer to retrieve the file for 404 Bayview Ave; the one required to be available to public throughout the 30 day period until the hearing is held.

Anderson stated that Mr. Koehler is speaking as a member of the public and is welcome to review the documents after the meeting.

Fiscal Officer stated she has the documents present, and has had the documents in her office per Village policy.

Koehler is now speaking on behalf of being a council member.  
Lengthy discussion talked place on zoning requirements.

**Mayor closed the Public Hearing portion at 10:22 AM.**

Council will need to discuss C-1 use.  
Special uses of C-1 were discussed.

Discussion takes place on either amending or modifying the ordinance, and the super majority vote needed.

Market moved to introduce the Ordinance. This will serve as the first reading.  
Market moved to rescind his motion.

Mayor called for an introduction.  
Formally there was no introduction; Ordinance fails.

Applicants have the option to re-apply with a C-1 zoning change.

**MINUTES:**

Market moved to approve the Meeting Minutes from September 14<sup>th</sup>, 2021- Regular Meeting. Cerny second.

Roll: Berry; yes, Boyles; recuse, Koehler; yes Cerny; yes, McCann; yes, Market; yes.

Berry moved to approve the September 10<sup>th</sup>, and 24<sup>th</sup>, 2021- Special Meeting minutes. Second by Koehler.

Roll: Berry; yes, Boyles; recuse, Koehler; yes Cerny; yes, McCann; yes Market; yes.

**FINANCIALS:**

Market moved to approve the September 2021 Financial Statements including: (Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court Monthly). Second by Cerny.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

Cerny approved to Increased appropriations for Fund 2904 by \$4,000.00. Koehler second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

Market moved to approve the Bills to be paid in October. Cerny second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

Market moved to approve \$4,157.66 and \$1,536.98 (Tim Niese portion) to Sandusky Sheriff's Dept and \$4,589.02 to Ottawa County Sheriff's Dept for mutual aid. To come out of the police operating fund. Boyles second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

#### **OTHER BUSINESS:**

Village Admin. And Anderson stated what the agreements entail.

Market moved to approve the Chapman Rd and the Zilch Agreements. Berry second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

#### **TRAINING:**

\*discussion took place on the necessity of sending two employees to this out of State conference.

Boyles moved to Approve the Village Administrator to attend two-day seminar in Madison Wisconsin; "Municipal Engineering Fundamentals for Non-Engineers" Nov 9<sup>th</sup> and 10<sup>th</sup>, 2021. Cerny second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

Market moved that the V.A in consultation with the Mayor, will select one person to attend the conference with her. Koehler second.

Roll: Berry; yes, Boyles; no, Koehler; yes, Cerny; no, McCann; yes, Market; yes.

#### **POLICY HANDBOOK:**

Rules and Regulations committee meeting took place this morning; Mayor asked for a motion to approve the proposed changes to the Village policy handbook.

Cerny moved. Koehler second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

#### **PURCHASES:**

**Approve:** Erie Island Petroleum; Winter Fuel/ Diesel Purchases:

**Police Department:** \$2,000.00

**Water Plant:** \$15,000.00

**Town Hall:** \$10,000.00

**Waste Water:** \$1,000.00

Market moved to approve the winter fuel purchases listed above. Berry second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

#### **INVOICES:**

Generator Systems Quotation- \$4242.76 (3 year contract) for the new generator.

Council tabled this until the November meeting.

Market moved to approve the Allset Marine invoice - \$4940.10. maintenance of other generators at the townhall., bath house, WTP, and ground storage. Cerny second.  
Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

Berry moved to approve the PIB Investments \$7073.00 invoice for sewer issues at the Erie Street housing. Market second.  
Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

Market moved to approve the Roetzel Invoices for Services rendered through August 31<sup>st</sup>, 2021 - \$5272.50 . Berry second.  
Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

Berry moved to approve the Westfield Electric 2021 Testing invoice to come out of 4909 Dock Improvement Fund - \$2278.00. Market second.  
Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

Market moved to approve the Manning and Manning invoice - \$3,612.50 for prosecutorial services. Berry second.  
Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

Market moved to approve the American Tree Estimate \$3800.00, to remove the two trees on Village property that had damaged private property on Shire Villas. Second by Berry.  
Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

**PAY INCREASE:**

Market moved to approve the pay increase for Harry Williamson; Class 3 operator for \$27.00 based on the Village Administrators recommendation, retroactive to October 10<sup>th</sup>, 202. Second by Berry.  
Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

**INVOICE:**

Berry moved to approve the GFS invoices totaling \$6,720.87 from 2151 Coronavirus relief. Second by Market.  
Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

**PROBATION:**

Market moved to terminate Chief Kimble's end of 6-month probationary period per the Mayor's recommendation. Second by Koehler.  
Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

**COMMITTEE REPORTS:**

Berry discussed status with the State regarding Resort Tax collection.

**DEPARTMENTS:**

**Chief of Police:**

Ballistic Shields are on the way, and the two old Chevy vehicles will be sold on an auction site.

**Administrator:**

**(See report)**

Presented letter from Bath Street resident regarding the launch ramp.

**Fiscal Officer:**

Discussion on the Request for increase in allotted floating holidays. Also discussed budget status as of October 1<sup>st</sup>, 2021.

**LEGAL COUNSEL:** Request for an executive session.

Market moved for council to enter Executive Session for the discussion of pending and imminent litigation and the potential sale of property. Koehler second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

Council entered Executive Session at 11:35 AM.

Berry moved to exit Executive Session. Market second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Cerny; yes McCann; yes, Market; yes.

Council exit at 12:03 pm.

The November Regular Meeting of Council to be changed to 12:15 pm, NOT 9:00 AM.

Market moved to adjourn. Second by Cerny.

Roll: Voice Vote; all yes.

Meeting Adjourned at 12:05 PM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

***Council may enter into executive session for the discussion of pending and imminent litigation and the sale of public property. R.C. 121.22.***



Special Meeting  
Council of the Village of Put-in-Bay  
Friday, September 24<sup>th</sup>, 2021  
5:15 PM  
Put-in-Bay Town Hall

A Special Meeting has been called by the Mayor  
for Friday, September 24<sup>th</sup>, 2021  
5:15 PM in the Village Town Hall

**The Purpose of this Special Meeting is for Council to take action on the following:**

1. To approve a payment adjustment for the purchase of the Polaris;
2. To consider taking action on improvements to the WTP by authorizing the Village Administrator to submit plans to the OEPA for a single service line on Sybil Blvd.

Mayor Dress called the meeting to order at 5:15 pm.

Roll: Koehler, Market, Berry, McCann; all present. Cerny and Boyles; absent.

The purchase price of the Polaris has decreased by \$534.85. Council previously approved \$7460.93 to come from the 2092 Fund. That amount needs to be amended to \$6926.08. The new purchase price of the vehicle is \$37,553.51.

Mr. Koehler moved to approve the amended expenditure as stated above. Berry second.

Roll: McCann; yes, Berry; Yes, Market; Yes, Koehler; yes.

Second item for consideration is taking action to consider acting on improvements to the WTP by authorizing the Village Administrator to submit plans to the OEPA for a single service line on Sybil Blvd.

Mayor asked council if further discussion is needed.

McCann asked if this is the Village's last option to stay on track with the EPA. Village Administrator stated it was.

Mayor Dress requests: a "motion for council to approve a single sanitary low pressure service line designed to serve the wastewater flow of the Village water treatment plant, and to authorize the Village Administrator to submit plans and specifications of the same to the EPA for a permit to install in order to resolve the associated notice of violation issued by the Ohio EOA and to take all additional steps necessary to implement this motion."

Market moves the above motion. Koehler second.

Roll: Koehler; yes, Market; yes, Berry; recuse, McCann; yes. Motion carries.

Mr. Jim Anteau requests to address the council. He provided a document and requested it is included in the meeting records. (attachment "A")

Also stated that the Village may also exclude homeowners from being required to connect to sanitary service line in correspondence with the health department.

Market moved that the Village council in consistency with the Health Dept. recommendation will not require Sybil property owners to connect to the single sanitary service line that is meant for servicing the WTP only. Koehler second.

Roll: McCann; yes, Berry; recuse, Market; yes, Kohler; yes.

Mr. Anteau – extended appreciated to the Village for listening to resident concerns. The solution today is the best for short term. Lessons learned; gravity is permanent solution and maybe in the future the village will have that. Grants would have played a crucial part in this project. The possibility of a new position be established, Village Engineer and planning department. Primary responsibility would be project development, part time. Mr. Anteau recommended Mr. Joe Cerny fill this position.

Also asked council about the green slats. Mayor stated Village would consult with the EPA.

Market moved to adjourn the special meeting. Berry second.  
Roll: Voice vote; all yes.

Meeting adjourned at 5:47 PM

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, September 14<sup>th</sup>, 2021

*9:00 AM Village Town Hall*

Mayor Dress called the regular meeting of council to order at 9:02 AM.

Roll: Berry, Market, Koehler, Cerny, McCann all present. Boyles absent.

Chief Kimble present.

Susan Anderson present at 9:04 AM

**ORD: 1283-21**                      **Amending Section 452.114;**                      **Third/Final**  
**Summer Parking Restrictions**

Berry requested committee meeting be scheduled for more discussion before taking action on this. Safety and Streets Committee will meet October 5<sup>th</sup>, 2021 at 8:15 am.

Berry moved to table the third reading. Market second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Susan Anderson present at 9:04 AM

**ORD: 1284-21**                      **Amending Section 452.117;**                      **Third/Final**  
**Parking Violation Fines**

Market moved the third and final reading of ordinance 1284-21. Berry second.

Roll: Berry; yes, Market; yes, Koehler; no, Cerny; yes, McCann; yes.

Berry Suggested a drop box located near the Police Department stairwell for people to pay before they leave the island. Chief Kimble agreed and they will work together toward implementing this.

**ORD: 1289-21**                      **Amending Chapter 858;**                      **Introduction**  
**“Rental Vehicles/ License Fees”**

Berry introduced Ordinance 1289-21. This will serve as the first reading.

This will also be discussed at the October 5<sup>th</sup>, 2021 committee meeting.

**ORD: 1290-21**                      **Police Officer Comp Policy**                      **Intro/Emerg**

\*Discussion took place on the difference between the Police policy and the Village policy.

Legal gave explanation of both.

Market moved to introduce Ordinance 1290-21 as an emergency.

Cerny moved to treat Ord. 1290-21 as an emergency. Berry second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Market moved to waive the three-reading rule. Cerny second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.



**Financials:**

Market moved to approve the August 2021 Financial Statements including: (Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court Monthly). Cerny second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Market moved to approve the Increased appropriations for Fund 2904 by \$2,000.00 donation. Cerny second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Market moved to approve the Bills to be paid in September. Cerny second.

Roll: Berry; yes, Market; yes, Koehler; abstain, Cerny; yes, McCann; yes.

**Employee Handbook Revisions – to be reviewed by Rules and Ordinance Committee; set meeting date.**

Discussion took place and committee meeting is set for October 12<sup>th</sup>, 2021 at 8:00 AM.

Cerny moved to approve the Grant monies awarded to the Police Department for Polaris purchase (when received) in the amount of \$18,000.00 to go in the Law Enforcement Foundation Fund 2904. Second by Berry.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Berry moved to approve the Recommendation by Law Enforcement Foundation Fund 2904 to expend \$30,627.43 towards purchase of Polaris Vehicle. Cerny second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Cerny moved to approve the Police Department purchase of Polaris Vehicle from Law Enforcement Capital Improvement fund 2092 in the amount of \$7,460.93. Koehler second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Berry moved to approve the Law Enforcement Foundation committee recommendation to approve the invoice for mutual aid with other Sheriff's Departments from 7/25 to 9/7/2021 in the amount of \$12,138.19. Market second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

**Pay Increase:**

Berry moved to approve Janet Benton pay increase to \$14/hour retroactive August 29<sup>th</sup>, 2021 start of a new pay period. Second by Market.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

**Invoices:**

Berry moved to approve Covalen Invoice - \$3,834.00 for the WWTP lift station. Market second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Berry moved to approve the Intrensic Invoice - \$11,010.75 for the police department evidence tracing software. Cerny second.

Roll: Berry; yes, Market; no, Koehler; yes, Cerny; yes, McCann; yes.

Berry moved to approve the Gilbert Heating and Cooling - \$4,800.00 for the Utility Department furnace replacement. Market second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Berry moved to approve the New PD Vehicle Graphics - \$700.00 to be spent out of 2092 Law Enforcement Cap. Fund. Koehler second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Market moved to approve the Ohio Muni Joint Self-Insurance Pool Invoice: \$55,221.00 (second installment) Berry second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Discussion took place and Fiscal Officer was directed to shop around for other insurance plans for the future.

Market moved to approve the Scada Invoice(s) - \$14,995.00 to re-build the system after lightening damage took place. Koehler second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Koehler moved to approve the Scada invoice for \$5,833.48 for the initial visit to trouble shooting radio system. Berry second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

### **New Hires:**

Chief Kimble addressed his request for council to approve the hiring of 2 full-time officers.

Based on Chief's recommendation, Berry moved to approve Ashley McMicheaux to be hired as a full-time police officer at \$21.63 per hour as of September 26<sup>th</sup>, 2021 with a 6-month probationary period starting on September 26<sup>th</sup>, 2021. Second by Market.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Based on Chief's recommendation, Berry moved to approve David Fenstermaker to be hired as a full-time police officer at \$21.63 per hour as of September 26<sup>th</sup>, 2021 with a 6-month probationary period starting on September 26<sup>th</sup>, 2021. Second by Market.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

### **\*\*\*AGENDA AMMENDMENT\*\*\***

Mayor Dress added an item to the agenda as it was received late.

A request was made by the police department to upgrade their LEADS system dealing with alcohol breathalyzer testing.

Market moved to approve the request to upgrade the system for a cost of \$600.00/ month. Berry second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

**PUBLIC PARTICIPATION:**

Joan Booker:

Helicopter noise complaint. Urges the Village to revisit the sound ordinance.

Jim Antau:

Requested a follow up to his handout he provided council with at the workshop session.

Terri Pierce:

Extreme noise coming from Bay Lodging. Wanted to know what council/police department can do to control the noise. Suggested citations and possible liquor license revoke.

**Administrator: (See report)**

Toledo and Lakeview paving projects scheduled for October 11<sup>th</sup>, 2021.

Attended TMACOG with WWTP supervisor.

**Sybil Blvd Discussion:**

Councilman Market, Fiscal Officer, Village Administrator, and the mayor met last week to discuss Financials regarding the upcoming projects for the utility department.

Berry asked if letters were received regarding hooking into the system. Village Admin stated once Village confirms chosen system then they will send letter stating residents do not have to connect.

Health department will send confirmation documentation as soon as they receive answer from Village on the system they are choosing to implement.

Discussion between Jim Antau and council took place. Had discussion with Jerry Bingham regarding his opinion; he has not responded yet. Mr. Antau passed out another handout regarding conflicts and rules on Sybil Blvd.

Joe Cerny stated council had already passed a resolution to go with gravity system and have engineer design; wanted to know the status of that.

Mayor stated the contract has been amended and still in good standing. Plans will be relevant whenever they are used. Lengthy discussion took place between Cerny and council regarding costs and construction.

Market moved for council to enter executive session for the discussion of pending and imminent litigation and the possible sale of property. Berry second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Council entered executive session at 10:13 am.

Berry moved to exit executive session. Market second.  
Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Council exited at 11:08 AM.

Market moved to adjourn. Cerny second.  
Roll: Voice vote; all yes.

Meeting adjourned at 11:13 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

***Council may enter into executive session for any of the permitted purposes under R.C. 121.22.***



Special Meeting  
Council of the Village of Put-in-Bay  
Friday, September 10<sup>th</sup>, 2021  
8:30 AM  
Put-in-Bay Town Hall

A Special Meeting has been called by three members of the Village of Put in Bay for Friday, September 10<sup>th</sup>, 2021 at 8:30 AM in the Village Town Hall.

Mayor Dress called the meeting to order at 8:35 AM.  
Roll: Berry, Market, Boyles, McCann, Koehler; all present. Cerny; absent.

Dress stated the purpose of the meeting is to act on;  
1285-21: AN ORDINANCE 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 REQUIRES AND DECLARING AN EMERGENCY.

Discussion took place on the necessity for this project. Boyles questioned of the Village received findings and orders for the current state of the water tower. Mayor Dress explained that Doug Nusser from PDG is predicting that the EPA will place the Village in violation soon.

The Ordinance is to allow the Village to apply for funding for the project; the actual funding is not guaranteed.

Market moved to introduce the ordinance.

Berry moved to treat the ordinance as an emergency. Market second.  
Roll: Berry; yes, Market; yes, Boyles; yes, McCann; yes, Koehler; yes.

Koehler moved to waive the three-reading rule. Market second.  
Roll: Berry; yes, Market; yes, Boyles; yes, McCann; yes, Koehler; yes.

Market moved for the ordinance to go into effect immediately. Berry second.  
Roll: Berry; yes, Market; yes, Boyles; yes, McCann; yes, Koehler; yes.

Discussion took place on the possibility of seeking out a new engineer.

Market moved to adjourn the special meeting. McCann second.  
Roll: Voice vote; all yes.

Meeting adjourned at 8:46 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting  
Council of the Village of Put-in-Bay  
Tuesday, August 17<sup>th</sup>, 2021  
9:00 AM  
Put-in-Bay Town Hall

A Special Meeting has been called by three members of the Village of Put in Bay for Tuesday, August 17<sup>th</sup>, 2021 at 9:00 AM in the Village Town Hall.

President of Council Judith Berry called the meeting to order at 8:55 AM.  
Roll: Market, Berry, McCann, Koehler, Cerny all present. Boyles absent.

Berry stated that The Purpose of this Special Meeting is to discuss utility funding.

The Village Administrator explained the preliminary probable construction cost comparisons for the Sybil Rd. sanitary sewer improvement project.

Presented council with a list of the upcoming capital improvement projects that the Village will have to undergo to remain complaint with the EPA.

Doug Nusser and Solicitor Susan Anderson joined the meeting via telephone.

Water treatment plant superintendent Jim Warner also explained the water tower repair project and how crucial it is to complete to remain in good standing with the EPA and avoid fines.

Tip Boyles entered meeting at 9:03 AM.

\*Lengthy discussion took place between fiscal officer, village administrator and council on funding options, possible grants, debt service accounts, current and upcoming capital improvement projects, and the two options for sewer on Sybil.

Susan Anderson explained to council the process of facilitating assessments on residents.

Market moved to approve the Village Administrator to engage with PDG to design the complete gravity sewer system for service down Sybil Rd, including service to the water treatment plant. Plans and costs shall be brought to council for final approval. Second by Cerny.

Roll: Boyles; yes, Market; yes, Koehler; yes, Berry; recused herself, McCann; yes, Cerny; yes.

Koehler asked about the water treatment plant; who will take care of bidding, can the EPA be contacted to make them aware of the progress the Village is taking with the completion of the project.

Joe Cerny- Has an idea for another process to blast the existing paint off of the water tower.

Jim Antau- Presented council with a self-prepared report for their consideration regarding the cost of the gravity sewer system.

Market moved to adjourn the special meeting. Cerny second.

Roll: Voice vote; all yes.

Meeting adjourned at 9:32 AM

Special Meeting  
Council of the Village of Put-in-Bay  
Tuesday, August 17<sup>th</sup>, 2021  
8:50 AM  
Put-in-Bay Town Hall

A Special Meeting has been called by the Mayor of the Village of Put in Bay for Tuesday, August 17<sup>th</sup>, 2021 at 8:50 AM in the Village Town Hall.

President of Council Judith Berry called the meeting to order at 8:55 AM.  
Roll: Market, Berry, McCann, Koehler, Cerny all present. Boyles absent.

Berry stated that The Purpose of this Special Meeting is to establish Fund 2906; “Local Fiscal Recoveries Fund”, And to approve appropriations.

Market moved to introduce Ordinance 1287-21: “An Ordinance Establishing Special Revenue Fund 2906; Local Fiscal Recovery Fund and Declaring an Emergency” as an emergency.

Koehler moved to treat the ordinance as an emergency. Market second.  
Roll: Market; yes, Koehler; yes, Berry; yes, McCann; yes, Cerny; yes.

Market moved to waive the three-reading rule for Ordinance 1287-21. Koehler second.  
Roll: Market; yes, Koehler; yes, Berry; yes, McCann; yes, Cerny; yes.

Market moved for Ordinance 1287-21 to be in effect immediately. Koehler second.  
Roll: Market; yes, Koehler; yes, Berry” McCann; yes, Cerny; yes.

Market moved to approve the appropriations in the amount of \$7,384.95. Koehler second.  
Roll: Market; yes, Koehler; yes, Berry; yes McCann; yes, Cerny; yes.

Market moved to adjourn the special meeting. Koehler second.  
Roll: Voice vote; all yes.

Meeting adjourned at 8:55AM.

REGULAR MEETING MINUTES  
Village of Put-in-Bay Council  
Tuesday, August 10th, 2021  
*9:00 AM Village Town Hall*

President of Council Judy Berry called the meeting to order at 9:00 AM.  
Roll: Market, Berry, Cerny, McCann, Koehler; all present, Boyles; absent.

Susan Anderson, Chief Kimble, Village Administrator all present.

Berry presented council with items that will need to be added to the agenda.

1. Approve two expenditures from the Law Enforcement Foundation Fund base don the committee's recommendations; \$1,581.04 for mutual help from the Sheriff's Department over Christmas in July Saturday, and \$11,992.00 for the purchase of ballistic shields.
2. American Legal invoice revised for \$4,820.50
3. End the 6-month probationary period for Officer Sheridan.

Market moved to accept and amend the agenda for the above listed items. Cerny second.  
Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

**ORD: 1283-21**                      **Amending Section 452.114;**                      **Second**  
   **Summer Parking Restrictions**

Market moved the second reading of the Ordinance. Cerny second.  
Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; no, McCann; yes.

**ORD: 1284-21**                      **Amending Section 452.117;**                      **Second**  
   **Parking Violation Fines**

Market moved the second reading of the Ordinance. Cerny second.  
Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; no, McCann; yes.

**ORD: 1285-21**                      **Update of Codified Ordinances**                      **Intro/Emerg**

Market introduced the ordinance as an emergency.

Koehler moved to treat the ordinance as an emergency. Market second.  
Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

Market moved to waive the three-reading rule. Koehler second.  
Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

Market moved the ordinance go into effect immediately. Koehler second.  
Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

## **ACTION OF COUNCIL NEEDED:**

### Minutes:

Koehler moved to approve the Meeting Minutes from July 13<sup>th</sup> Regular Meeting. Market second.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

Market moved to approve the minutes from the July 6<sup>th</sup>, Special Meeting- Golf Carts. Second by Koehler.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

Koehler moved to approve the minutes from the July 6<sup>th</sup>, Special Meeting – Sybil Sewer. Second by Market.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

Market moved to approve the Amended minutes; July 13<sup>th</sup>, 2021; McCann votes yes, not no for Ordinance 1284-21 in treating it as an emergency. Second by Koehler.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

### Financials:

Koehler moved to approve the July 2021 Financial Statements including: (Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court Monthly).

Market second.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

Market moved to Increase appropriations for Fund 2904 by \$45,500.00. Second by Cerny.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

Market moved to approve for Bills to be paid in August. Second by Cerny

Roll: Market; yes, Berry; abstain, Cerny; yes, Koehler; yes, McCann; yes.

Koehler moved to approve the \$9,674.00 Buckeye Pumps invoice for the Replacement pump for BH lift station with thr \$800.00 increase, bringing the total to \$10,474.00. Second by Market.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

### Westfield Electric Invoices – 2017:

Council would like more information before approval. No action was taken.

### Invoices:

Market moved to approve the Roetzel Law Invoices through June 30<sup>th</sup>, 2021. Second by Cerny.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

### Salary Recommendations: (Appendix A)

Market moved to approve the Police Department Salary amendments based on the Mayor's recommendations. Koehler second.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

Public Hearing:

Market moved to set a Public Hearing Date for Zoning Amendment; Ordinance 1286-21 for September 14<sup>th</sup>, 2021, during the regular meeting of council. Second by Cerny.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; abstain.

Relief Funds:

ARPA Funds - \$7,384.95 – Fiscal Officer would like to wait to discuss until report is given.

Agreements:

Village Administrator had circulated documents.

Market moved to approve the Senney Water Agreement, Sewer Agreement, and Performance bond subject to the approval by the Village Solicitor as to form. Second by Koehler.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

Market moved to approve the Pesicka Escrow and Sewer Agreement including the easement agreement also allowing Village access to the line that will be placed, subject to approval by the Village Administrator as to form. Second by Cerny.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

Training:

Market moved to approve the Mayor's Court Clerk to attend Fall Seminar September 23-24 in Oregon Ohio. Second by McCann.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

Market moved to approve the Fiscal Officer to attend 2 one-day seminars: Special Audit/Reg Flags: September 16<sup>th</sup> in Hilliard Ohio, Parliamentary Procedures/ Records Retention: November 18<sup>th</sup> in Mansfield, Ohio. Second by Cerny.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

**PUBLIC PARTICIPATION:**

Joan Booker:

Status of concrete blocks at the end of Bath St.

Village Admin. stated the owner has been notified, and further research is taking place as to who's property they are actually on.

Mark Mathys:

Requested council approve his plans to put a sidewalk and a curb alongside the south side of Lorain Ave. (See Appendix B)

Anderson stated that planning commission is the necessary party in this request, and would have to be presented to them.

Steve Cooks:

Further clarification on sewer system Mr. Pesicka is installing.

Adam Benner:

Resides in Oak Harbor, Ohio. Came to visit PIB and had extreme difficulty in finding a taxi cab or public transportation that is handicapped accessible. Question what council and the Village can do to resolve this issue.

## **REPORTS:**

### **Chief of Police:**

Chief Kimble stated that interviews took place last week for the new full-time officers. Sgt. Wheeler will be going to pick up the new police vehicle this week.

Sgt. Wheeler- Introduced himself and thanked council for the employment opportunity.

### **Administrator:**

See Report (Appendix C)

### Sybil Discussion:

Lengthy discussion took place on the cost breakdown of all three options for sewer systems. Fiscal Officer and Village Admin. presented council with funds available currently, possible funding opportunities, and previous loan applications.

Doug Nusser was present and also explained to council and public funding opportunities and timeline of the project to be completed.

Market called a Special Meeting to discuss Utility Funding; August 17<sup>th</sup>, 2021 at 9:00 AM at the Village Townhall. Fiscal Officer will post accordingly.

### **Fiscal Officer:**

The Village applied for ARPA funding, and received \$7,384.94. The deadline to appropriate is September 4<sup>th</sup>, 2021. Requested council allocate funds based on how other entities have allocated. F.O. presented council with options that are allowable expenditures based on the state and fed regulations on spending.

Koehle moved to appropriate half of the funds; \$3,692.47 to Police Wages, and the remaining \$3,692.47 to Police Operating.

Roll: Market; yes, Berry; yes, Cerny; yes, Koehler; yes, McCann; yes.

## **LEGAL COUNSEL:**

Explained to council that the procedure of implementing an assessment on the sewer line is a timely and statutory process.

Requested an executive session for the discussion of pending and imminent litigation, and the sale or lease of property that is no longer needed.

Market moved for council to enter executive session for the discussion of pending and imminent litigation, and the sale or lease of property that is no longer needed. Second by Cerny.

Roll: Market; yes, Cerny; yes, Koehler; yes, Berry; yes, McCann; yes.

Council entered Executive Session at 10:10 am.

Koehler moved for council to exit Executive Session. Cerny second.  
Roll: Market; yes, Cerny; yes, Koehler; yes, Berry; yes, McCann; yes.

Council exited Executive Session at 10:40 am.

Cerny moved to adjourn. Second by Market.  
Roll: Voice vote; all yes.  
Meeting adjourned at 10:41 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer



REGULAR MEETING MINUTES - AMENDED

Village of Put-in-Bay Council

Tuesday, July 13<sup>th</sup>, 2021

*9:00 AM Village Town Hall*

Mayor Dress called the meeting to order at 9:03 AM.

Roll: Berry; present, Market; present, Boyles; absent, Cerny; present, McCann; present, Koehler; present.

Susan Anderson, Chief Jim Kimble and Village Administrator all present.

**ORD: 1281-21                      Amending Title 14 Underspeed Vehicles      Second**

Market moved the second reading of Ordinance 1281-21.

No Second. Ordinance dies for lack of second.

**ORD: 1282-21                      Amending Salary Ord; Police Dept              First/Emerg**

Mayor stated one request to approve it as amended with the Chief of Police to a salary between \$72-\$81k/year.

Koehler introduced the ordinance as an emergency.

Market moved to treat Ord. 1282-21 as an emergency. Berry second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Market moved to waive the three-reading rule. Cerny Second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

Market moved for Ordinance 1282-21 to go in to effect immediately. Cerny second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes.

**ORD: 1283-21                      Amending Section 452.114;                      First/Emerg  
   Summer Parking Restrictions**

Market moved to introduce Ordinance 1283-21 as an emergency.

McCann moved to treat Ord. 1283-21 as an emergency. Market second.

Roll: Berry; yes, Market; yes, Koehler; no, McCann; yes, Cerny; no.

Vote did not make majority quorum required for an emergency. Serves as the first reading. Second reading will be held at the August regular meeting.

**ORD: 1284-21                      Amending Section 452.117;                      First/Emerg  
   Parking Violation Fines**

Berry moved to introduce Ordinance 1284-21 as an emergency.

Market moved to treat Ordinance 1284-21 as an emergency. McCann second.

Roll: Berry; yes, Market; yes, Koehler; no, Cerny; no, **McCann; yes.**

Vote does not have super majority, will serve as first reading. Second reading will be held at the August regular meeting.

**ACTION OF COUNCIL NEEDED:**

Berry moved to approve the Meeting Minutes from June 8<sup>th</sup>, 2021 Regular Meeting, June 8<sup>th</sup>, 2021 Special Meeting – Parking Solutions, June 8<sup>th</sup>, 2021 Special Meeting – Sybil Sewer. Koehler second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes. Motion Carries.

**FINANCIALS:**

Market moved to approve the June 2021 Financial Statements including: (Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court Monthly). Second by Berry.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes. Motion Carries.

Berry Moved to approve Bills to be paid in July. Second by Market.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes. Motion Carries.

Cerny moved to approve the Covelan pump purchase as emergency, \$4,675.00. Second by Market.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes. Motion Carries.

Market moved to approve the Solomon Diving invoice for the WTP plant media replacement. \$3,395.00. Second by Koehler.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes. Motion Carries.

Market moved to approve both of the PIB Investments; \$7,100.00 (WTP) and \$5,533.91 (Sewer issue at Fred. Housing). Second by Berry.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes. Motion Carries.

Berry moved to approve the Fiscal Officer to re-number Ordinance 1279-21 Establishing Fund 5209 to 1280-21 for bookkeeping purposes. Koehler second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes. Motion Carries.

Market moved to approve the Roetzel Law Invoices: \$17,026.70 for services through May 2021. Second by Berry.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes. Motion Carries.

**POLICE DEPARTMENT:**

Berry moved to approve rent exemptions for full time seasonal officers that work 43 hour week through October 2021. Second by Market.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes. Motion Carries.

Berry approved part-time seasonal officers to charge their passenger fare to the Village; one round trip per week until October 2021. Second by Cerny.

Roll: Berry; yes, Market; abstain, Koehler; yes, Cerny; yes, McCann; yes. Motion Carries.

**COUNCIL BUSINESS:**

Berry moved to approve the Law Enforcement Foundation: Chair swap; from Janet Grantham to Jeff Grantham. Second by Cerny.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes. Motion Carries.

Berry moved the approval of Village employees to copy and report all Village EPA correspondence to the Mayor and W/S Committee Chair. Second by Market.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes. Motion Carries.

\*Discussion took place on the approval of Mr. Wheeler servicing the police department fleet. Fiscal Officer would have to contact AOS to see how payment would be facilitated.

Anderson suggested having a separate independent contractor agreement if the Village decides to move forward with this decision.

Market moved to table the approval of Michael Wheeler as Fleet Maintenance Manager, duties including servicing all vehicles until more information and discussion can take place on the assumption of this role. Berry second.

Roll: Berry; yes, Market; yes, Koehler; yes, Cerny; yes, McCann; yes. Motion Carries.

**PUBLIC PARTICIPATION:**

**Joan Booker:**

Thank you not for Craig and Sharon Cox for their efforts in cleaning up the bathing beach.

**Ed Pisiecka:**

Very disappointed in the Village and the amount of time it is taking to facilitate his sewer agreement. Requested an updated timeline as soon as possible.

Anderson stated that she was in contact with Mr. Pisiecka legal representatives that morning, and there are also a lot of moving parts to the completion of the agreement, but the Village is actively working to move forward and complete.

Mr. Pisiecka read a passage from Jan 12<sup>th</sup>, 1995 from the EPA.

**Tim Niese, Sr.:**

Stated concerns with the staffing of the police department. Action will need to be taken immediately, there have been many incidents where the police department has been ill-equipped.

**Kendra Mathys:**

The Village and Police Department need to enforce the current ordinances.

**Brad Ohlemacher:**

Resort Tax update; Ray Fogg presented last year viable ways to increase revenue.

**Ed Pisiecka:**

Would like to come up with ways to increase revenue.

**Craig Cox:**

Why is the only option to increase revenue a tax? Can the Ferry boats add an extra tax and then donate to the Village?

**REPORTS:**

**Chief of Police:**

Stated that currently the police department is suffering from a shortage of employees as the rest of the county is also. No one wants to be an officer. The Put-in-Bay Police Department is diligently doing all it can with the resources and officers provided. Businesses need to work with the police department to keep tourist's safety the utmost importance.

Sara Booker stated that her businesses gauge the crowd and if they need to close early, change the music, stop serving they do so.

Kimble exit at 9:46 for another meeting.

**Administrator: (See report)**

Bathing beach cleanup will take place next week, and the LEIC and PIBTPD are also pitching in to cover costs of the cleanup.

**Fiscal Officer:**

Vehicle Licensing Tax Update

**LEGAL COUNSEL:** Requested Executive session for the discussion for pending and imminent litigation and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. R.C. 121-21

Berry moved to enter executive session. Cerny second.  
Roll: Berry, Cerny; Market; McCann; Koehler; all yes.

Council entered executive session for the discussion for pending and imminent litigation and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. At 9:50 am.

Market moved to exit executive session. Berry second.  
Roll: Berry, Cerny; Market; McCann; Koehler; all yes.

Council exit executive session at 10:30 AM.

Market moved to accept Captain Mariano resignation letter as of July 17<sup>th</sup>, 2021. Second by Koehler.

Roll: Berry; yes, Market; yes, Koehler; yes, McCann; yes, Cerny; yes.

Market moved to approve Captain Mariano vacation time payout in the amount of; \$1917.68 before taxes. Second by Koehler.

Roll: Berry; yes, Market; yes, Koehler; yes, McCann; yes, Cerny; yes.

Berry moved to approve Captain Mariano Compensatory Time Payout; \$5061.42 before taxes. Second by Market.

Roll: Berry; yes, Market; yes, Koehler; yes, McCann; yes, Cerny; yes.

Other council business:

McCann: Status of police operating budget. Can the Village receive outside help?

Mayor Dress: Swore in new officer.

Berry moved to adjourn. Market second.

Roll: Voice Vote; all yes. Motion carries.

***Meeting adjourned at 10:35 AM.***

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

SPECIAL MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, July 6<sup>th</sup>, 2021

10:00 AM

Mayor Dress called the meeting to order at 10:03 AM

Roll: Koehler, Market, Berry, Cerny, McCann, Boyles all present.

Susan Anderson, Doug Nusser, and Kelly Fry all present.

*Mayor Dress Stated: The Purpose of this Special Meeting is for Council to discuss Sybil Sewer options.*

Market is the chair of the Sybil Red sewer committee. There has been no dollar amount for a bid yet.

Doug Nusser stated that will happen in two weeks.

Jim Antau- there are bids to be going out on multiple systems; is gravity included? Nusser stated that gravity system is included.

Nusser gave explanation on construction, pipe size, and original estimates.

Joe Cerny stated concerns with different systems and the consequences for the future. Also, concerns if the EPA does not allow discharge in the future.

Kelly Fry: Lengthy discussion on the size of the pipe and different systems, which one is best for the island and for the future.

Joe Cerny- Payment is a concern; should be a rate based repayment plan.

Committee will meet July 20<sup>th</sup>, 2021 at 9:00 am for a Special Meeting. This will ensure the two week period for the bids to come in.

Market moved to adjourn. McCann second.

Roll: Voice vote; all yes.

Meeting adjourned at 10:30 am.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

SPECIAL MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, July 6<sup>th</sup>, 2021

8:00 AM

Mayor Dress called the meeting to order at 8:06 am.

Roll: Koehler, Market, Berry, Cerny, and McCann all present. Boyles; absent Susan Anderson and Chief Kimble in attendance.

*Mayor Dress Stated: The Purpose of this Special Meeting is for Council to consider the amendment of Ordinance 1181-18; regulations regarding the use of under-speed vehicles, utility vehicles, mini-trucks, and low-speed vehicles on Village streets.*

Discussion:

Councilman Cerny is against the possible amendment. Banning golf carts on Village streets from 9:00 PM to 5:00 AM would cause overcrowding downtown.

Council questioned vagrancy and loitering laws that are in effect. There needs to be ways to prohibit sleeping on golf carts and driving around all night long. The situation is creating serious health/safety/welfare issues for the Village.

Berry: the need to take back the Village is extreme. This specific issue is creating many problems for the Police Department.

\*Lengthy discussion takes place on the pro's and con's of the golf cart curfew, regulating the number of golf carts on the streets, mobile parties, underage drivers and unsecure children not in safety seats.

Mayor Dress asked for a motion to amend the ordinance to reflect golf carts prohibited on Village streets from 9:00 pm to 5:00 am.

Market introduced Ordinance 1281-21. This will serve as the first reading.

Council questioned their ability to vote on this ordinance if they themselves own a golf cart rental business. Anderson stated the Ordinance is directed toward the streets, NOT the rentals themselves.

Dee Kosic; Banyon Cove resident brought to council's attention the needs for golf carts at all times of the day/night for people with disabilities. Anderson will check with ADA laws.

Berry moved to adjourn. McCann second.

Roll: Voice vote; all yes.

Meeting adjourned at 8:53 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

## SPECIAL MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, June 8<sup>th</sup>, 2021

*Immediately following the Regular Meeting*

Mayor Dress called the meeting to order at 10:58 AM

Roll: Koehler; present, Market; absent, Berry, Cerny, McCann and Boyles all present.

*Mayor Dress Stated: The Purpose of this Special Meeting is for Council and Sybil Sewer Committee to discuss the review of information by the Village engineers and low pressure system design field representatives.*

Doug Nusser, Kelly Fry, Covalen representatives, and Mike Mewhorter were also in attendance.

Doug Nusser gave explanation on LPSS. Mr. Koehler asked Nusser if he had looked at Joe Cerny's proposal that he had drafted up for the alternate sewer system. Mr. Nusser stated he did read it over, and that there might be possible conflicts with the current system.

\*lengthy discussion took place on the pro's and con's for each system.

Boyles stated that the EPA approved the LPSS, and if gravity system is chosen, then the engineers will have to re-design and re-submit to the EPA.

Zach Smith and Bob Jordan – Field design representatives from Covalen addressed councils concerns regarding the safety and effectiveness of the LPSS (Low Pressure Sewer System). Stated that this is the most appropriate selection for the Village because of the island's rugged terrain. Mr. Jordan also discussed the product details, maintenance, equipment details and response time. Questions were directed to Mr. Jordan regarding seasonal usage, power outages and check valves.

Kelly Fry discussed the pump to house ration being 2:1.

\*lengthy discussion took place again on the differences between the two systems, extra expenses, repairs and installations.

Susan Anderson exited meeting at 11:45 am.

Council directed questions to Nusser about the multiple estimates that were provided. (see attached) Discussion took place on subject.

Jim Anteau- provided council with a questioner. (see attached).

Joe Cerny- spoke on his calculations vs. the other calculations of the total price of the project. Discussed long term cost of maintenance.

Cerny moved to adjourn the special meeting. Berry second.

Koehler moved to adjourn. Second by Berry.

Roll: Voice vote; all yes.

Meeting adjourned at 12:45 pm.



\_\_\_\_\_

Mayor

Attest: \_\_\_\_\_

Fiscal Officer

SPECIAL MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, June 8<sup>th</sup>, 2021

8:15 am.

Mayor Dress called the meeting to order at 8:15 AM.

Roll: Berry and Koehler present, Market; absent, Cerny in at 8:30 AM. Boyles and Mccann in at 8:50 AM.

*Mayor Dress Stated: The Purpose of this Special Meeting is for Council to Zoom with Matt Brooker, Parking Solutions Representative from Park Mobile.*

Matt Brooker introduced himself, and gave detailed description of what Park Mobile does. Paid parking overview, and how it is a tool to manage supply and demand.

Council directed several questions to Matt regarding price, parking options, signage, zoning, time limits, and collection.

Council stated they would further discuss and follow up with Mr. Brooker.

Koehler moved to adjourn. Second by Berry.

Roll: Voice vote; all yes.

Meeting adjourned at 8:55 AM

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

REGULAR MEETING  
Village of Put-in-Bay Council  
Tuesday, June 8<sup>th</sup>, 2021  
*9:00 AM Village Town Hall*

**Mayor Dress called the meeting to order at 9:06 am.**

Mayor Dress requested the agenda be amended to include several items; and requested approval from council;

1. Westfield Electric Invoices \$5,205.10
2. Annual 3.5 Water rate increase
3. All current Police Department Officers increase pay to \$20.00/hour

Boyles moved to approve to amend the agenda to include the above listed additions. Koehler second.  
Roll: Koehler; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

**Resolution 2-21                                      Algae Blooms                                      Third/Final**

Berry moved the final reading of Resolution 2-21. Boyles second.

Roll: Koehler; yes, Berry; yes, Cerny; yes, McCann; yes. Boyles; yes. Motion carries.

**ORD: 1279-21                                      FUND 5209 – GENERATOR IMP.                                      FIRST/EMERG**

Berry introduced Ordinance 1279-21 as an emergency.

Boyles moved to treat Ordinance 1279-21 as an emergency. Koehler second.

Roll: Boyles, yes, Berry; yes, Koehler; yes, Cerny; yes, McCann; yes.

Boyles moved to waive the three-reading rule. Berry second.

Roll: Boyles, yes, Berry; yes, Koehler; yes, Cerny; yes, McCann; yes.

Boyles moved for Ordinance 1279-21 to be in effect immediately. Cerny second.

Roll: Boyles, yes, Berry; yes, Koehler; yes, Cerny; yes, McCann; yes.

**Council Action Needed:**

**Minutes:**

Berry moved to approve the Meeting Minutes: May 11<sup>th</sup>, 2021 Regular Meeting and May 24<sup>th</sup>, 2021 Special Meeting. Koehler second.

Roll: Koehler; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; abstain.

**Financials:**

Berry moved to approve the May 2021 Financial Statements including: (Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court) Cerny Second.

Roll: Koehler; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

Cerny moved to approve the Bills to be paid in June. Berry second.

Roll: Koehler; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

Koehler moved to approve the payments of OWDA: \$165,336.21 and OPWC: \$25,105.57.

Second by McCann.

Roll: Koehler; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

Berry moved to approve the annual \$5,000.00 Village contribution to Bath House Capital Improvement Fund. Boyles second.

Roll: Koehler; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

**Bank:**

Boyles moved to Add Fred Cerny to Bank Signature Cards and Remove Kelly Faris. Second by McCann.

Roll: Koehler; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

**Invoices:**

Boyles moved to approve and pay the Roetzel Law invoices total: \$13,317.50. Second by Berry.

Roll: Koehler; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

Boyles moved to approve the Teledyne Invoice for WWTP: \$4,242.64. Second by Berry.

Roll: Koehler; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

Berry moved to approve the Home Depot Credit Card Purchase - \$1,314.57 retroactive to the purchase date of April 20<sup>th</sup>, 2021. Koehler second.

Roll: Koehler; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

**Sewer:**

Village Administrator gave explanation of her request;

Koehler moved to approve sewer forgiveness – Elizabeth Burns \$173.99. Cerny second.

Roll: Koehler; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

**Elevator:**

Berry approved the ThyssenKrupp Invoice - \$ 11,438.00, down payment is \$5,719.00. Koehler second.

Roll: Koehler; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

Mr. Boyles suggested looking into different repair companies for the future.

\*Mr. Market joined via telephone at 9:20 AM.

**Stipend:**

Koehler moved to approve Mike Mewhorter internet stipend on \$25/month for internet usage by the interns. Cerny second.

Roll: Koehler; yes, Berry; yes, Cerny; yes, Boyles; yes, McCann; yes.

**New Hire:**

Deputy Chief Hummer and Chief Kimble presented council with the information of Full-Time officer they are requesting to hire. Boyles asked what the current pay scale is for his rank and position.

Chief requested he be hired at \$55,000.00/ year.

Boyles moved for the police department to hire Michael T. Wheeler as Full time, Sergeant at \$55k/year with 6-month probation, effective July 4<sup>th</sup>, 2021.

Cerny suggested hiring Mr. Wheeler at \$52/yr and then after probation period completion move him to \$55/year.

Second by Berry.

Roll: Koehler; yes, Berry; yes, Cerny; no, McCann; yes, Boyles; yes. Market; yes. Motion Carries.

\*Market joined by Zoom at 9:29 AM.

**Adjustment:**

Village Administration explained adjustment details;

Cerny moved to approve the Water Bill adjustment of Birds Nest water bill to credit \$142.92 to their account. Second by Berry

Roll: Koehler; yes, Market; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

**Easement:**

Susan Anderson stated the purpose of the single easement is in favor of the Village to be able to use the easement to lay sewer lines.

The location is on the South side of Chapman Rd; St. Rt. 357.

Mr. Pesicka addressed council on his financial responsibility of the easement, Village would not be fiscally responsible for anything regarding this easement.

Todd Blumensaadt stated Mr. Pesicka would like this completed by July 4<sup>th</sup>, 2021.

Berry moved for the acceptance of the easement and to authorize the Village Administrator to sign on behalf of the Village. Koehler second.

Roll: Koehler; yes, Berry; yes, Market; yes, Cerny; yes, McCann; yes, Boyles; no.

**Agenda Amendments:**

Koehler moved to reissue the Westfield Electric checks from 2019. Cerny second.

Roll: Koehler; yes, Berry; yes, Market; yes, Cerny; yes, McCann; yes, Boyles; yes.

Berry moved to approve the annual 3.5 % water rate increase for 2021. Koehler second.

Roll: Koehler; yes, Berry; yes, Market; no, Cerny; yes, McCann; yes, Boyles; no.

Boyles moved to approve the increase of all current police officers from their current pay to \$20.00/hour if not already making that, effective June 6th, 2021. Berry second.

Roll: Koehler; yes, Berry; yes, Market; yes, Cerny; yes, McCann; yes, Boyles; no

\*discussion took place on the addition dollar amount impact this would have on the budget.

**Resignation from Full-Time:**

Koehler moved to approve Dana Mullins resignation from full-time officer to part-time officer. Market second.

Roll: Koehler; yes, Berry; yes, Market; yes, Cerny; yes, McCann; yes, Boyles; yes.

**PUBLIC PARTICIPATION:**

Rudy Cooks – Asked council about parking solutions, ticketing consistency and golf cart issues.

Also requested the status of the Village in regulating offensive signs, flags, inflatables around downtown.

Anderson stated the Village does indeed have a nuisance ordinance, and the police department is aware and have been addressing tourists that have been seen with said materials. Verbal warnings have been given.

Steve Cooks- Status of the repair of the Shore Villa pillar that was knocked down over the winter.

Requests Village to remove the existing portion and the steel rods that are sticking up out of them. Also, there is a big hole at the front of the road that will need to be addressed.

Kathi Spayde- Wanted to know when Townhall will be reopening. Mayor and Village Admin both stated the following week.

Todd Blumensaadt – Suggested that the Village send out letters to remind businesses to closely monitor their exiting patrons and make sure they do not have open containers.

Judy Berry asked if the police department could meet with business owners and discuss open containers? Hummer stated there might be some confusion on to go drinks that were allowed during covid.

**REPORTS:**

**Administrator:**

Paving will take place next week. Damage from high water was submitted for possible grant money. EPA is on the island today doing a scope survey.

Mr. Boyles: Inquired about the “no open container” signs on the docks. There are still concrete blocks at the end of Bath Street; they will need to be moved to the resident’s property that they belong to. Letter will need to be resent. Stated the striping by the A-dock crosswalk is incorrect; yellow curb is painted incorrectly. Also, the fire zone on Delaware and Lorain – Village Admin will talk with Fire Department. Questioned the set distance on how big the fire hydrant zone needs to be? Hummer stated 10 ft in each direction. Boyles stated the safety issues regarding the zones. Requested invoices and documentation that involves council action be circulated in advance.

**Fiscal Officer:**

Set budget meeting for July – Will be scheduled for July 13<sup>th</sup>, 2021 at 8:00 am.

**LEGAL COUNSEL:**

Requested Executive Session for the discussion pending and imminent litigation and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.

Mayor would like to add *Possible sale of property to Executive session.*

Koehler moved for council to enter Executive Session for the discussion pending and imminent litigation and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official, and possible sale of property. Berry second.

Roll: Koehler; yes, Market; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

Council entered executive session at 10:00 am.

Koehler moved for council to exit executive session. Berry second.

Roll: Koehler; yes, Market; yes, Berry; yes, Cerny; yes, McCann; yes, Boyles; yes.

Council exited executive session ay 10:55 am.

Berry moved to adjourn the regular meeting. McCann second.

Roll: Voice Vote; all yes.

Regular meeting adjourned at 10:57 am.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

SPECIAL MEETING MINUTES  
Village of Put-in-Bay Council  
Monday, May 24<sup>th</sup>, 2021

Mayor Dress called the meeting to order at 8:02 AM  
Roll: Koehler, Market, Berry, Cerny and McCann all present. Boyles; absent.

*Mayor Dress Stated: The Purpose of this Special Meeting is for Council to act on the following Ordinances.*

**Resolution 2-21 Algae Blooms:**

Market moved the second reading on Res. 2-21. Berry second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Cerny; yes, McCann; yes.

**Ordinance 1277-21 Dockage Rates:**

Market moved the third and final reading on Ordinance 1277-21. Berry second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Cerny; yes, McCann; yes.

**Ordinance 1278-21: 5208 Sludge Pad Fund:**

Koehler introduced Ordinance 1278-21 as an emergency.

Berry moved to waive the three-reading rule for Ordinance 1278-21. Market second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Cerny; yes, McCann; yes.

Koehler moved to treat Ordinance 1278-21 as an emergency. Second by Market.  
Roll: Koehler; yes, Market; yes, Berry; yes, Cerny; yes, McCann; yes.

\*Mayor Dress acknowledged action on the previous two motions was out of order and continued.

Market moved for Ordinance 1278-21 to be in effect immediately. Second by Koehler.  
Roll: Koehler; yes, Market; yes, Berry; yes, Cerny; yes, McCann; yes.

**Ordinance 1279-21: Appointing Prosecutor Allison Manning**

Market introduced Ordinance 1279-21 as an emergency.

Koehler moved to treat Ord. 1279-21 as an emergency. Berry second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Cerny; yes, McCann; yes.

Market moved to waive the three-reading rule for Ordinance 1279-21. Koehler second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Cerny; yes, McCann; yes.

Berry moved for Ordinance 1297-21 to be in effect immediately. Koehler second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Cerny; yes, McCann; yes.

Market moved to adjourn. Second by McCann  
Roll: Voice vote; all yes.

Meeting adjourned at 8:27 AM

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer



REGULAR MEETING  
Village of Put-in-Bay Council  
Tuesday, May 11<sup>th</sup>, 2021  
*9:00 AM Village Town Hall*

Mayor Dress called the Regular Meeting of Council to order at 9:07 am.  
Roll: Koehler, Berry, McCann all present. Market and Boyles absent.

Chief Kimble present.

Mayor Dress requests to move to Village Administrator portion of the meeting until Susan Anderson arrives at the meeting.

Village Administrator Report:

Bathroom roof repair is under way and materials are onsite. Will request partial payment for council approval later in the meeting.

Paving will be done at the end of the month and road striping will be done this week.

Updates to the dock ordinance are finished, Susan will provide a clean version once council approves.

Suggest PDG comes back to council and presents materials again regarding the Sybil project. As soon as Market returns a committee meeting will be schedule.

\*Susan Anderson enters meeting.

- |   |  |                    |
|---|--|--------------------|
| <b>Res. 02-21</b>   | <b>Algae Blooms</b>                          | <b>Intro/First</b> |
| Berry introduced Resolution 2-21.   |  |                    |
| <b>Ord. 1277-21</b>   | <b>Dockage Rates</b>                         | <b>Second</b>      |
| Koehler moved the second reading of Ord. 1277-21. Berry second.<br>Roll: Koehler; yes, Berry; yes, McCann; yes.   |  |                    |
| <b>Ord. 1278-21</b>   | <b>Establishing 5208 Sludge Pad Fund</b>     | <b>Intro/Emerg</b> |
| Koehler introduced Ord. 1278-21. This will serve as the first reading.  |  |                    |
| <b>Ord. 1279-21</b>   | <b>Appointing Prosecutor Allison Manning</b> | <b>Intro/Emerg</b> |
| Berry introduced ord. 1279-21. This will serve as the first reading.<br>Koehler asked about fee reimbursement from the court/county.<br>Susan will serve as prosecutor until council passes this ordinance. |  |                    |

**ACTION OF COUNCIL NEEDED:**

Koehler moved to approve the Meeting Minutes: April 13<sup>th</sup>, Regular meeting, April 23<sup>rd</sup>, Special Meeting. McCann second.  
Roll: Koehler; yes, Berry; yes, McCann; yes.

### Financials:

McCann moved to approve the April 2021 Financial Statements including: (Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court). Second by Berry.

Roll: Koehler; yes, Berry; yes, McCann; yes.

McCann moved to approve the Bills to be paid in May. Second by Berry.

Roll: Koehler; yes, Berry; yes, McCann; yes.

Berry moved to approve the Solicitor Invoice; Roetzel – \$12,024.40 and \$6,496.25.

Second by Koehler.

Roll: Koehler; yes, Berry; yes, McCann; yes.

Koehler moved to approve the Credit Card un-freeze date; retroactive date of: January 1<sup>st</sup>, 2021. Second by McCann.

Roll: Koehler; yes, Berry; yes, McCann; yes.

Moved by Berry to approve the budget and appropriations of Fund 5208 for \$12,200.00.

Second by Koehler.

Roll: Koehler; yes, Berry; yes, McCann; yes.

### Paragon Background Checks:

Village has received proposal for full and partial background checks. Mayor states that if council approves the terms set forth, Chief can proceed accordingly when choosing to use the background checks in his hiring. It does not require Chief to use them.

Berry moved to approve Paragon Background Checks. Koehler second.

Roll: Koehler; yes, Berry; yes, McCann; yes.

### Sebring Addendum – Capital Cost Recovery Agreement

This addresses the performance guarantee. Property owner has requested his name to be included.

Koehler moved to approve the Capital Cost Recovery Agreement. Second by McCann.

Roll: Koehler; yes, Berry; yes, McCann; yes.

### Senney Agreements

Tabled until owners legal has time to review the agreement.

### Resignation Letter

Koehler moved to approve Kelly Faris resignation letter effective April 15<sup>th</sup>, 2021.

Second by Berry.

Roll: Koehler; yes, Berry; yes, McCann; yes.

### Bath House Roof

Berry moved to approve partial payment to Steve Petrick Construction for the Bathhouse roof in the amount of \$5,000.00. McCann second.

Roll: Koehler; yes, Berry; yes, McCann; yes.

### New Council Appointment

Mayor asked Council if they were ready to appoint.

Fred Cerny was in attendance and gave council an introduction of himself.

Mayor Dress asked for a nomination for Mr. Cerny.

Berry nominates Mr. Cerny. Koehler second.

\*no other nominations.

Roll: Roll: Koehler; yes, Berry; yes, McCann; yes.

Mr. Fred Cerny will fill the vacant council seat. Mayor Dress swears in Mr. Cerny.

### **PUBLIC PARTICIPATION:**

#### **Dave Schaffer:**

Presented council with a letter regarding the 2021 season, golf cart concerns, and the overall safety of the island.

#### **Joe Cerny:**

Directed questions to the Village Administrator regarding the Sybil project and PDG coming back to re-present to council to touch base on the project again. Mr. Cerny stated that PDG has come to present numerous times to present the cost of the project. Questioned V.A. on her statements made regarding the Sybil project.

Susan Anderson interjected and stated that Mr. Cerny is more than welcome to direct questions to council regarding the topic, but the meeting is not the appropriate forum to direct questions to the V.A. in the manner that is taking place.

### **REPORTS:**

#### **Chief of Police:**

Chief Kimble has been working with Deputy Chief Hummer on a new pay scale for the Police Department Officers. Will work with Fiscal Officer.

Police Department will be putting out a Public Service Announcement along side with the Fire Dept. and EMS regarding the upcoming 2021 Summer Season.

### **LEGAL COUNSEL:**

Requests executive session.

### **MAYOR / COUNCIL REPORTS:**

Berry has been in touch with a parking solution representative and will coordinate with him to present during a Rule/Ordinance Committee meeting.

Berry moved for council to enter Executive Session for *the discussion to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official; and to discuss pending and imminent litigation.* McCann second.

Roll: Koehler; yes, Berry; yes, Cerny; yes. McCann; yes.

Council enters executive session at 9:47 am.  
Koehler moved to exit executive session. Cerny second.  
Roll: Koehler; yes, Berry; yes, Cerny; yes McCann; yes.

Council exits Executive Session at 10:20 AM.

Berry moved to adjourn the Regular Meeting. McCann second.  
Roll: Voice vote; all yes.

Meeting adjourned.

## SPECIAL MEETING MINUTES

Village of Put-in-Bay Council

Friday, April 23<sup>rd</sup>, 2021

9:00 AM

Mayor Jessica C. Dress called the Special Meeting to order at 9:00 AM.

The Purpose of this Special Meeting is for Council to discuss the sale of public property, and the following is needed for council approval:

1. Conduct a title search for a Utility Easement.
2. Approve road striping; \$15,760.00 out of Streets Fund 2011
3. Approve C-dock payments to DeRivera Park to be expended form 4909 Dock Maintenance and Improvement Fund.

Roll: Koehler, Market, Berry, McCann, and Boyles all present.

Mayor stated council will need to approve the Village Administrator and/or Village Solicitor to move forward with a title search for a Utility Easement on Langram Rd to the current water treatment plant.

Boyles stated concerns on the need for the expenditure. Markey and Mayor Dress both stated it will be needed for the future.

Market moved to approve the Village Administrator and/or Village Solicitor to move forward with a title search for a Utility Easement on Langram Rd to the current water treatment plant. Koehler second.

Roll: Koehler; yes, Market; yes, Berry; recuse; McCann; yes, Boyles; yes.

Market moved to approve the Griffin Pavement Striping proposal of \$15,760.00 to be expended from Fund 2011 Street Construction Maintenance and Repair. Boyles second.

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

Two cross walks will be added on Deleware; in front of Pasquales and in front of the Candy Bar.

Market moved to approve C-Dock finger payments per the agreement ion the amount of \$15,877.40 to be expended from the 4090Dock Improvement and Maintenance fund. McCann second.

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

Discussion took place on the longevity of the agreement and of payments were still being made to ODNR from DeRivera Park. Will be looked in to for next year, but payments from prior years need to be facilitated to bring Village up to date.

Mayor Dress asked council to brainstorm options to thank Kelly Faris for his 40+ years of service with the Village.

McCann requested to discuss the sale of a portion of the Erie Street property.

Village Administrator stated council will have to decide whether they want to lease or sell portion of the property to DeRivera Park. Susan Anderson is still looking into options and is in touch with the park's legal representative.

Council discussed different options including re-zoning, bidding, and long-term lease agreements.

Market moved to adjourn the special meeting. Berry second.

Roll: Voice vote; all yes.

Motion Adjourned at 9:014 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

## REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, April 13<sup>th</sup>, 2021

*9:00 AM Village Town Hall*

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

Roll: McCann, Berry, Faris, Boyles all present; Market present via Zoom, Koehler; absent.

Susan Anderson; absent

Chief Kimble was present.

Mayor Dress asked council if they reviewed the dock ordinance language changes presented by the Village Administrator.

Discussion took place on dockage rates

Berry introduced the ordinance. First reading was held.

### **ACTION OF COUNCIL NEEDED:**

#### **Minutes**

Berry moved to approve Meeting Minutes: March Regular Meeting – amended April 6<sup>th</sup>, 2021 Special Meeting. McCann second.

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

#### **Financials**

Faris moved to approve March 2021 Financial Statements including: (Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court). Market second.

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

Market moved to approve the Bills to be paid in April. Faris second.

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

#### **Training**

Faris moved to approve Sergeant Dana Mullins to attend training April 20-22<sup>nd</sup> – Interview and Interrogation, Columbus Ohio. Second by Berry.

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

#### **Invoices**

Faris moved to approve the American Legal invoice for updating Codified ordinance in the amount of \$5,431.00. Second by Berry.

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

Berry moved to approve Payment to DeRivera Park Trust for portion of 2017, 2018, 2019 and 2020 dockage per agreement totaling: \$15,877.40. Second by Boyles.

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

Faris moved to approve Dock Debt Service Payment; \$67,862.50. Boyles second.

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

#### **Sybil Blvd Project**

Discussion took place of cost. Number that Market brought up was half of the cost of the project to run the LPSS to all residents on street and down to the water plant. Village needs to set the contribution number; and make sure that PDG has input.

Committee meeting is scheduled for April 19<sup>th</sup>, 2021.

### **Paving Costs**

Faris moved to approve \$14,377.00 Lakeview Paving costs; expended out of 2011 Street Construction Fund. Second by Market.

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

Market asked if road will be repaved as is, or road being moved?

Auger stated the road overlay and repair as it.

Faris moved to approve \$43,816.00 Toledo Ave paving costs; \$15,612.00 expended out of Sewer Impact fund, and \$28,204.00 expended out of 2011 Street Construction Fund. Second by Boyles.

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

\*Street will not be dug up again as the residents are putting in their systems.

### **Refrigerator Samplers**

Auger explained costs, and asked council to approve up to \$12,822.00 but likely cost will be \$3600.00 with replacement parts.

Boyles approved up to \$12,822.00 Refrigerator samplers' replacement; likely cost will be \$3600.00. McCann second.

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

### **Law Enforcement Fund**

Mayor requested Council to reactivate the Law Enforcement Foundation; Fund 2904.

Berry moved to reactivate fund. Second by Faris.

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

Faris moved to approve; Liz Knauer, Pat Woodriff, and Janet Gramthem to sit on the Law Enforcement Foundation committee. Berry second.

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

### **Electronic Access**

Discussion took place on providing the public with a Zoom link.

Market stated his motion that if a council member is attending electronically; the public should be granted electronic access also.

Council stated opinions on this matter.

Market resinds original motion.

Boyles moved to approve that if council is utilizing electronic means and State has allowed it; the public should be granted access as well; muted except for public participation portion. Faris second.

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

### **Credit Cards**

Faris moved to remove the May 12<sup>th</sup>, 2020 temporary freeze of credit cards. Boyles second.

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

### **Dockage Rates**

Mayor stated the proposed dockage rates.

Boyles stated why raise rates?

Council did not act on any increase/decrease in December. Administrator wants council to be aware of B-dock rates as the Village docks usually coincides with them.



Faris moved to approve dockage rate block increase \$2.00 and jet ski's to \$15.00. Second by Berry.  
Roll: McCann; no, Market; yes, Faris; yes, Berry; yes, Boyles; no.

### **Sanitary Sewer**

Administrator gave explanation based on Codified Ordinances.

Susan has the final documents; PDG has reviewed.

Boyles moved to approve pending easement documents, and performance and developers guarantee letters contingent upon acceptance from Village legal council. Second by Berry

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

### **Vacation Days**

Berry moved to approve up to 5 days of Anne Auger's vacation days to be rolled over: Anniversary date being May 5<sup>th</sup>, 2021. Faris second.

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

### **Paragon Proposal**

Complete vs. partial background check proposal.

Boyles suggested that council allow Chief Kimble to continue his hiring as council has more time to review the proposal.

## **PUBLIC PARTICIPATION:**

**Steve Cooks – East Point Blvd:** Direction on the status of the sewer line petition for his street? Petition was sent 6 months ago. Would like to get things moving. Is there a grant available?

**Joan Booker - Westshore Blvd:** Public access to Shore Villas?

### **Chief of Police:**

Interviews are being conducted at the end of the month on the mainland at the sheriff's department in Port Clinton.

### **Administrator:**

Bathing Beach- It is in exceptional shape, very well taken care of right now.

Flags- There are enough to go around the park.

Bathhouse- No staff to maintain cleaning; Michelle is not coming back. Discuss potential of closing for May; limit to just boaters; limit hours when open. Faris asked about a private cleaning service to clean the bathroom. Boyles stated the large side could have keypads for just boaters and the small side could be open to the public. Still there is no one to clean and maintain.

## **MAYOR / COUNCIL REPORTS:**

**Kelly Faris:** DeRivera park is encouraging the Village to continue with the potential sale/lease of the Erie Street property.

*Council may enter Executive Session for the discussion of listed topics in R.C. 121-22*

Market moved for council to enter Executive Session for the discussion of the purchase of property for public purposes. Boyles second.

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

Council entered Executive Session at 9:47 am.

Faris moved to exit Executive Session. Berry second.

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

Council exits executive session at 10:15 am.

Boyles questioned Roetzel bill; Village split with Township. Village received bill for Transparency Meeting; conversation on how to move forward. Berry explained the meeting/and letter; Meeting needed to be called because there was opposition from the businesses. Roetzels recommendation was to call meeting, re-explain the increase to the resort tax, potential meeting with Ohio Taxation Department; turned over to the Attorney General's Office.

\*lengthy discussion took place.

Boyles: Police contract with the Township status?

Susan sent version of contract including requesting a 50% increase to Township attorney and has not heard back.

Market moved to adjourn. Boyles second.

Roll: Voice vote; all yes. Meeting adjourned at 10:37 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

SPECIAL MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, April 6<sup>th</sup>, 2021

9:00 AM

Mayor Jessica C. Dress called the Special Meeting to order at 9:00 AM.

Roll: Koehler; present via Zoom, Market; present, Berry; present Faris; present via Zoom, McCann; present, Boyles; absent.

Mayor Dress stated the purpose of the Special Meeting:

The Purpose of this Special Meeting is for Council to discuss Police Department Personnel. Council may also choose to enter executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. R.C 121-22. Council may also act on the appointment of a permanent Police Chief.

Mayor Dress restated her recommendation of James Kimble to be appointed to the Village of Put-in-Bay Police Chief position.

Mr. Faris moved to accept the Mayors recommendation to appoint interim police Chief James Kimble to the permanent position of police chief for the Village of Put-in-Bay as of April 6<sup>th</sup>, 2021, earning of a salary of \$72,000.00 per year, and including previously approved 4 weeks of vacation. Berry second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; recused himself.

Motion Carries.

Berry moved to adjourn the special meeting. Market second.

Roll: Voice vote; all yes.

Motion Adjourned at 9:07 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

## REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, March 9<sup>th</sup>, 2021

12:15 PM

Mayor Dress called the meeting to order at 12:15 PM.

Roll: Koehler; absent, Market; present, Berry; present, Faris; present via Zoom, McCann; present, Boyles; present.

Susan Anderson present. Mark Hummer present via Zoom.

### **Paragon Presentation:**

Two Paragon Investigations representatives presented council with a detailed description of what the background check would entail. (see handout)

Council discussion on Village need for background checks. Paragon representatives answered all council and public questions.

### **ACTION OF COUNCIL NEEDED:**

#### **Minutes:**

Berry moved to approve the Meeting Minutes from February 2021 Regular Meeting and February 2<sup>nd</sup>, Special Meeting. Second by Market.

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

#### **Financials:**

Market moved to approve February 2021 Financial Statements including: (Then & Now Purchase Orders/PO's over 3K/Supplemental Appropriations/Mayor's Court). Second by Berry

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

Market moved to approve the bills to be paid in March. Second by Berry.

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

Market moved to approve the 1<sup>st</sup> installment MOLL in the amount of \$4,959.00. Second by McCann.

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

#### **Vacation Usage:**

Market moved to approve Karen Goaziou use to 3 vacation days prior to annual anniversary accrual April 1, 2021. Second by Berry.

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

#### **Recoup Agreements:**

Market moved to approve the 2021 Re-coup Agreements and Payment. (see attached) Second by McCann.

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

### **Training:**

Market moved to approve Interim Chief Kimble to attend Human Trafficking Investigation Training, March 9-10<sup>th</sup>, 2021 London, Ohio. Second by Berry.

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

### **Rules and Regulations:**

Market moved to approve the Rules/Regulations of the Utility Department Handbook; Final Copy. Second by Berry.

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

### **Public Access to Council Meetings:**

Discussion took place on this issue.

Council members stated it needs to be all or nothing when it comes to public access. Different options were discussed.

Faris moved to table this until Fiscal Officer can research different options. Boyles second.

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

### **PIB Floating Tiki Business License**

Lengthy discussion took place. Per Village Policy, Mayor and Designee approve business licenses. F.O. brought to Council attention due to exemption to resort and sales tax. F.O. will ask business owner about parking and signage. Rules and Ordinance Committee will meet to discuss Charters Businesses in the Ordinance.

Berry suggested scheduling a meeting to Faris. Will review and let committee know when a date is scheduled.

### **Lodging Tax Letter:**

Faris moved to approve the Lodging Tax letter to be sent out. Berry second.

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

Faris will send over ideas to incorporate in the letter to the Fiscal Officer.

### **Interns:**

Faris moved to approve Water and Wastewater Plant Interns at \$15/hour. Market second.

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

### **Birds Nest Meter:**

Village Administrator summarized the Birds Nest meter issue; (see document attached)

Discussion took place on meter readings. Ryan Daugherty; employee of the Birds Nest was present and explained meter inconsistencies that the business endured.

Market moved to table discussion. Berry second.

Boyles disagreed with Market's motion to table.

Boyles moved to cut amount in half, and Birds Nest pays for new meter and testing.

\*motion died for lack of second.

Market removed original motion, Berry removed second.

McCann moved that the Birds Nest be financially responsible for everything until they can prove the usage. Second by Berry.

Susan Anderson suggested to amend the motion not to be contingent on proving the water usage.

McCann amended his prior motion; Berry amended her second.

McCann moved to deny the Birds Nest request for refund. Berry second.

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

**Generator Project:**

Boyles moved to approve the Transtar Bid for the Generator Project in the amount of \$90,839.00. Second by Berry.

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

**American Legion Donation:**

Market moved to approve \$350.00 donation to the American Legion for Memorial Day celebrations. Berry second.

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

**Senny Capital Recovery:**

Approve: Senney request for Capital Recovery for sewer line on Chapman Rd.

\*No action is needed on this. Village Administrator presented council on how the project is coming along.

**Curb Repair:**

Village Administrator explained Curb Repair quote for \$3,650.00. Village Administrator asking for up to \$4,000.00 for an addition to the project. Additions include portion of Delaware Ave that always produces a huge puddle. Expenditure to be made from Fund 2011; Street Construction Maintenance and Repair.

Market moved to approve the expenditure up to \$4,000.00 for curb repair, to come out of Fund 2011. Berry second.

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

**MAYOR REPORT:**

Police Dept will receive grant monies to purchase an ATV. Mayor had found private donor to contribute the remaining amount for the purchase. Anderson will brief council on purchase later in the meeting.

**PUBLIC PARTICIPATION:**

**Anita McCann:**

Thanked Council for considering public access via Zoom for council meetings.

3 questions directed to council:

1. Personal cellphone usage during meetings
2. Concerns with the special meeting posting from March 2<sup>nd</sup>, 2021. Newspaper publication was made aware of meeting details.
3. PDF files were used as Exhibits in the Bruce Winters trial involving possible conversations between Mayor and K. Blumensaadt were used as evidence in Bruce Winters hearing. Questioned Mayor's agenda.

Anderson stated that personal attacks are prohibited in public participation.  
Anderson also stated the proper practice of posting special meeting notice's and action that can and can not take place.

**Christine Ontko:**

Would like council support in her spearheading a committee regarding "one island one government"; and in educating the public on how it could be helpful and beneficial.

**Mayor Dress exit meeting.**

**President of Council Berry exit meeting at 1:35 PM**

**Melinda Myers:**

Concerns with the Special Meeting posting on March 2<sup>nd</sup>, 2021.  
Anderson stated the posting was legal and provided enough explanation on the purpose of the meeting per Ohio Law.

**REPORTS:**

**Police Department: Dana Mullins:**

Records Retention is underway. Car fleet cleanup will take place within the next week or so. Hiring of seasonal officers are underway and planning of the mini academy is also taking place.

Boyles asked Mullins about how she conducts her background checks on possible hires.

**Administrator:**

Received monies from the LoPresti property sale that is owed to Chan Stevens.

**LEGAL COUNSEL:**

Council will need to make a motion to direct legal to work with Paragon on a background check plan fit for the Village's needs.

Boyles moved to approve legal to move forward with Paragon and a background check package fit for the Village's needs. Market second.

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

Boyles moved to enter executive session for the discussion of pending and imminent litigation and terms and conditions of the employment of a public employee. McCann second.

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

McCann asked Village Admin. if a Townhall/Property Committee meeting can be scheduled for the discussion of the Erie Street property. Susan had done research done on the possibility of a direct sale of portion of Erie Street property to the park; Village cannot sell outright, would have to lease. May be able to bid it, but for a specific purpose. Village would have to articulate legitimate reasons for stipulations on a lease.

Auger will work with McCann and other committee members to set a date.

Council entered executive session at 2:01 PM.

McCann moved to exit executive session. Market second.

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

Council exit executive session at 2:30 PM.

Boyles moved to adjourn. McCann second.

Roll: Voice vote; all yes.

Meeting adjourned at 2:31 PM

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Attest

\_\_\_\_\_  
Date

***Council may enter Executive Session for the discussion of pending and imminent litigation and real property issues.***



## SPECIAL MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, March 2<sup>nd</sup>, 2021

10:00 AM

Mayor Jessica C. Dress called the Special Meeting to order at 10:00 AM.

Roll: Koehler; present, Market; present, Berry; present Faris; present via Zoom, McCann; present via Zoom, Boyles; Present.

Susan Anderson present via Zoom.

Mayor Dress stated the purpose of the Special Meeting:

The Purpose of this Special Meeting is for Council to enter executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Action may or may not be taken after executive session.

Berry moved for council to enter executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Koehler second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carried.

Council entered executive session at 10:02 AM.

Market moved council exit executive session. Koehler second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carried.

Council exits executive session at 10:55 AM.

Mayor Dress stated Mr. Addeao had requested to rejoin the meeting via telephone after council exit executive session. Koehler stated he saw no problem with having him rejoin.

Boyles stated he received multiple requests from public to be able to attend the meeting electronically; Dress stated that will be discussed shortly.

Berry moved to authorize the Mayor to engage Paragon to conduct a limited background check in accordance with bullets 1-10 of their proposal for Mayor's recommended police chief candidate James Kimble. Second by Market.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Mayor Dress gave statement on her intended recommendation for approval after the meeting; Council not being ready to do so without completion of a background check from outside investigation firm.

Discussion on public access via electronic means started to take place; Anderson stated the discussion does not fall under the purpose of the special meeting, and suggested it continue at the Regular meeting next week.

Boyles asked it to be added to the agenda.

Boyles moved to adjourn the special meeting. Market second.  
Roll: Voice vote; all yes.

Motion Adjourned at 11:01 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

## REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, February 9<sup>th</sup>, 2021

9:00 am

Mayor called to meeting to order at 9:03 AM.

Roll: Koehler, Market, Berry, McCann all present; Boyles; absent, and Faris present via zoom.

Interim Chief Kimble and Susan Anderson present.

### **ACTION OF COUNCIL NEEDED:**

#### **Minutes:**

Berry moved to approve the following Meeting Minutes: January 12<sup>th</sup>, 2021 Regular Meeting, January 22<sup>nd</sup>, 2021 Special Meeting. Second by Market.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Faris; yes, Motion Carries.

#### **Financials:**

Faris moved to approve the January 2021 Financial Statements including: (T&N, PO's over 3K/Supplemental Appropriations/Mayor's Court). Koehler second.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Faris; yes, Motion Carries,

Market moved to approve the bills to be paid in February. Faris second.

Roll: Koehler; abstain, Market; yes, Berry; yes, McCann; yes, Faris; yes, Motion Carries,

Koehler moved to approve the Walter-Haverfield Invoices. Second by Market.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Faris; yes, Motion Carries,

Market moved to table the approval of an AT&T contract for lease until the March regular meeting. Second by Koehler.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Faris; yes, Motion Carries,

#### **Paragon Background checks for police officers upon hiring:**

\*Discussion took place on background check cost and any additional costs. Anderson stated details would need to be worked out and suggested for Paragon to come to the island to discuss.

Berry moved to table until the March meeting. Second by Market.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Faris; yes, Motion Carries,

#### **Probationary Period:**

Interim Chief Kimble recommended that council approves that Dana Mullins completed her 6-month probationary period based on her experience and performance since she has been employed at the Village. Mayor Dress agrees with Kimble's recommendation.

Koehler moved to approve the end of Mullin's 6-month probationary period. Market second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes. Motion Carries,

#### **Dock Work:**

Faris moved to approve the A-1 finger dock work to be expended from Dock Improvement and Maintenance Fund retro to December 8<sup>th</sup>, 2020 Regular Meeting. Second by Market.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Faris; yes, Motion Carries,

**Training:**

Faris moved to approve the Fiscal Officer online grant training (February 11<sup>th</sup>, 2021) through the Ohio Municipal League; \$125.00. Second by Berry.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Faris; yes, Motion Carries,

**Business License Approval:**

Market moved to table the approval of the PIB Floating Tiki Business License until the March meeting. Berry second.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Faris; yes, Motion Carries,

\*discussion took place on gathering more information on the intent of the business.

**Invoice:**

Market moved to approve the SCADA yearly maintenance for WTP; \$4,403.00. Second by Koehler.

Roll: Faris; yes, McCann; yes, Koehler; yes, Market; yes, Berry; yes. Motion Carries.

**Resolution 1-21: RESOLUTION APPROVING LOWEST AND BEST BIDDER FOR WATER TREATMENT PLANT GENERATOR IMPROVEMENT HAB PROJECT.**

Village Administrator explained what the resolution entails, bid amounts, and timeline. Four bids were submitted.

Faris introduced Resolution 1-21 as an emergency.

Market moved to treat Res. 1-21 as an emergency. Koehler second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes. Motion Carries.

Market moved to waive the three-reading rule for Resolution 1-21. Berry second.

Roll: Koehler; yes, Market; yes, Mccann; yes, Faris; yes, Berry; yes. Motion Carries.

Market moved for Resolution 1-21 to be in effect immediately. Second by Berry.

Roll: Koehler; yes, Market; yes, Faris; yes, Berry; yes, McCann; yes. Motion Carries.

**Settlement Agreement – Basting:**

Anderson stated council can delay action until after executive session if they choose. All council Had reviewed the document and willing to move forward.

Market moved to approve the Settlement Agreement with Glenn Basting. Berry second.

Roll: Koehler; yes, Berry; yes, Market; yes, McCann; yes, Faris; no. Motion Carries,

**PUBLIC PARTICIPATION:**

1. Anita McCann; 590 Bayview.

Stated the importance of the background checks for all new officers that are to be hired by the Village of Put-in-Bay. Would recommend an outside agency to preform the background checks.

2. Mayor Mike Bell; Toledo, Ohio

Discussed a Police Department vs. a security team. Stated Interim Chief Kimble is more than qualified for the position of full time chief of police; he is qualified, prepared, and more than aware when running a police department.

3. Bob Gatewood  
Wished the best of luck to the Mayor, Village council, and the Interim Chief of police during the interviewing process.
4. Joan Booker; Westshore Blvd.  
Asked Susan Anderson if she is aware/following the disciplinary case against a Judge, Sheriff, and prosecutor of Ottawa County. Anderson is indeed aware and following the case, although it was presented only a case dealing with Bruce Winters.
5. Anita McCann (con't)  
Agreed that change is good, and once again is onboard with an outside company doing background checks for the police department hires.

#### COMMITTEE REPORTS:

Sybil Sewer: Market gave brief report on LPSS and Customer vs. Village responsibility of the pumps and possibly the wells. Waiting to hear back from Doug Nusser and then will work to schedule another committee meeting.

Property/Townhall: McCann stated he received documents on behalf of the DeRivera Park Trustees and their proposal for the Erie Street property potential purchase. Anderson is currently researching the logistics of a sale. Will have more information next week.

Streets Committee: Berry would like to wait until the snow melts to walk the Bayview sidewalk and determine what to do next. Currently working with the Village Administrator on potential ODNR grants available.

- All committee chairs will work with the Village Administrator to schedule committee meetings.

#### **LETTERS:**

#### **REPORTS:**

##### **Chief of Police:**

Background Checks: Stated that he is 100% on board with outside company performing background checks on all officers.

##### **Administrator:**

##### **Fiscal Officer:**

Will be working with a coalition of other F.O's and finance directors on the collection of Lodging Taxes.

**LEGAL COUNSEL:** Request for Executive Session

#### **MAYOR / COUNCIL REPORTS:**

Faris stated he was very impressed with Deputy Chief Mark Hummer and Interim Chief Kimble and all they have done so far.

Mayor Dress stated that council will be entering executive session *for the discussion of Pending and Imminent Litigation.*

Market moved to enter executive session. Berry second.

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

Council entered executive session at 9:40 AM.

Berry moved to exit executive session. Seconded by Market.

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

Council exited executive session at 10:20 AM.

Market moved to adjourn the regular meeting. McCann second.

Voice Vote; all yes. Motion Carries.

Meeting adjourned at 10:21 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

***Council may enter Executive Session for the discussion of Pending and Imminent Litigation, and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. R.C. 121-22***

REGULAR MEETINGMINUTES

Village of Put-in-Bay Council

Tuesday, January 12th, 2021

9:00 am

Mayor called to meeting to order at 9:04 AM.

Roll: Koehler; present, Market; present, Berry; absent, Faris; present via Zoom, McCann; present, Boyles; Present.

Susan Anderson present via Zoom.

**ORD: 1244-20; Revisions to Section 4.08 “Time Records” Third/Final**

Market moved for the third and final reading of Ordinance 1244-20. Boyles second.

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

**ORD: 1275-21; Amending Ordinance Number for Ord 1274-21 Intro/Emerg**

Market introduced Ordinance 1275-21 as an emergency.

Koehler moved to treat Ord. 1275-21 as an emergency. Market second.

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

Market moved to waive the three-reading rule for Ord. 1275-21. Koehler second.

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

Koehler moved for Ord. to go in effect immediately. Market second.

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

**ORD: 1276-21; Council Member Recusal Intro/Emerg**

Anderson explained that this Ordinance addresses the ongoing business/personal interest that council members may have, and excuse them for voting on issues that pertain to those interests.

\*discussion took place on ability to sign checks and ethics commission option on the matter.

Anderson also stated that in the council rules it states a similar protocol for voting recusal.

Market moved to introduce Ord. 1276-21 as an emergency.

Koehler moved to treat ord. 1276-21 as an emergency. McCann second.

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

Market moved to waive the three-reading rule for Ord. 1276-21. Koehler second.

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

Market moved for Ord. 1276-21 to go in to effect immediately. Koehler second.

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

**Judy Berry entered meeting at 9:15 AM.**

Patrick Rodgers gave Covid -19 update. Health Department does not have a tentative date scheduled for Administering the vaccination on the island. The second shot for the first group that have received them will be given out of February 2<sup>nd</sup>, 2020, and he is hoping that they will bring additional with them. The County is receiving 100 doses/week, and there are 40 thousand people in the county. Koehler asked how many people are 65+ on the island? Rodgers replied roughly 100 people. There will be a sign up sheet posted around the island to get names on the list to receive the vaccine. Patrick also stated that life flight insurance is still available, and there will be Covid-19 testing for those Individuals who are exhibiting symptoms.

**ACTION OF COUNCIL NEEDED:**

**Financials:**

Koehler moved to approve the Meeting Minutes: December 8<sup>th</sup>, 2020 Regular Meeting- pg. 7 amendments in yellow, and December 10<sup>th</sup>, 2020 Public Hearing. Berry second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes.

Market moved to approve the December 2020 Financial Statements including: (T&N, PO's over 3K/Supplemental Appropriations/Mayor's Court). Second by Koehler.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes.

Market moved to approve the bills to be paid in January. Berry second.  
Roll: Koehler; abstain, Market; yes, Berry; recuse from Sybil Blvd project bills; Faris; yes, McCann; yes, Boyles; yes.

Market moved to approve the MASI Environmental Labs – yearly drinking water testing quote - \$3,418.55. Faris second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes.

\*Village Administrator stated this company is going to replace Alloway (current vendor). Geographically this is much closer to the island, and they offer a courier service. Market asked how many testing labs the Village uses to test water. Auger stated that each lab tests something different, and all are needed.

Market moved to approve the list of Purchase Orders over \$3,000.00 for start of 2021 that were provided to Council by the Fiscal Officer. Boyles second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes.

Market moved to approve the \$1,500 grant monies to police operating fund. Berry second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes.

**Council Business:**

Boyles nominated Judy Berry for the President of Council for 2021. Market seconded the nomination.

Berry accepts the nomination.

Boyles moved to approve Judy Berry as President of Council for 2021. Market second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes.



**2021 Committee Seats:**

Mayor stated one change that was requested by members of Council.  
Market and McCann will swap committee chairs. Market will assume the Chair of the water and Sewer Committee, and McCann will assume the Chair of the Property and Townhall Committee. Koehler moved to approve the 2021 committee seats based on the one change. Market second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes.

**2021 Zoning/ Planning Commission:**

Mayor requested a member of Council to step into the Planning Commission seat that Boyles has relinquished.  
\*Discussion took place between Council members on who would be interested.  
Berry stated she will step into the open position.  
Boyles moved for Berry to fill the council representative seat for the Zoning/Planning Commission. McCann second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes.

**2021 Council Rules**

Anderson addressed the current council rule for voting and the chair approving the recusal, and section 1.11; adding things to the agenda; currently 2/3 vote.  
Motion to approve the Council rules with section 1.11 amended to majority vote. Market second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes.

**Public Records Designee**

Market moved to approve Fiscal Officer to remain as the Public Records Designee. McCann second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes.

**Severance Payouts:**

Market moved to approve Steve Riddle severance payouts: **Vacation:** \$7,521.22 Before Federal and State Tax taken out **Sick:** \$4,743.22 Before Federal and State Tax taken out. As stated in the signed contract. Berry second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes.

**Vision/Dental Benefit Renewal:**

Market moved to approve the United Health Care Renewal for 2021 at a 0% increase. Berry second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes.

**Generator Project:**

\*Lengthy discussion took place on bidding protocol, past Village bidding process.  
Council requested more information on overall costs and bid price from Doug Nusser; present on Zoom.  
Administrator asked for 2 approvals: Generator Cost of \$181,960.00 and Generator Bid \$137,000.00  
Susan Anderson asked for clarity between the two totals.

Nusser stated that the project cost is \$181,960.00. Boyles asked why is there a dollar figure attached to the bid? *The \$137,000.00 was based on the engineers estimate.*

\*lengthy discussion took place on why there is a dollar amount attached to the bid.

Project itself has been approved by Council. All council will need to approve is to proceed with the bid for the generator. Anderson does not believe a number needs to be attached; it is more of an informative for council.

Village will have the right to re-bid in any scenario.

Boyles moved to authorize the Village Administrator to send the generator project out to bid. Market second.

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

**Bathroom Roof Replacement:**

Village Administrator received 2 quotes for the roof.

Market moved for the approval of a new Bathroom roof in the amount of \$12,000.00 to be expended out of the Bathroom Capital Improvement Fund. Koehler second.

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

**PUBLIC PARTICIPATION:**

Joe Cerny:

When is next Sybil Committee meeting scheduled for? Requesting a zoom link when the notice is posted. Has concerns regarding the selection of the vendor for the pumps, and other financial responsibility concerns that he would like to discuss at the committee meeting.

*\*Meeting has been scheduled for January 22<sup>nd</sup>, 2021 at 9:00 AM at the Village Townhall.*

Anita McCann:

Would like to know a timeline for the current interim police chief. Are there other applicants? Will others be given the chance to apply and interview for the position?

Mayor stated there has been no decision made yet.

Boyles asked the Mayor who she has been discussion this issue with.

**LETTERS:**

Township letter to Council regarding Police Contract: Boyles; asked status of the potential of the Township paying in advance. Boyles believed that the Village will need to ask Township for an increase in their agreement. Susan Anderson has reached out to attorney regarding the negotiation of the future police contract. Township letter stated they want to keep the same terms of the current contract until the new contract is negotiated.

Council members asked Susan Anderson for the current police contract to be circulated.

Faris asked about the status of the head tax and resort tax. Head tax has made no progression, and resort tax is still in the works.

**REPORTS:**

**Chief of Police:**

Worked with Verizon reps and they will come out and evaluate the current service. The Village will be put on a Government plan, and taken off of the business plan.

The department had conducted interviews for the full time officer they wish to hire on Monday, 1/10/2021.

Dana Mullins is seeking out additional grants for the department. Monies awarded will be used for portable laptops and \$20k for vehicles.

Boyles asked about Paragon putting a proposal together for background checks for the full-time year-round officers. Anderson stated she will follow up.

**Administrator:**

Townhall will be opening based on the Fiscal Officers discretion for certain office hours for administration purposes only.

EPA findings and orders were circulated to council.

Market: asked about the repairing of curbs. Can it be put off? Village Admin. discussed options and different quotes she had obtained based on the location of the repairs. Discussed different funding from different funds.

**Fiscal Officer:**

Briefly discussed the 2019 audit finding and asked council to schedule an exit conference with the AOS staff.

Scheduled for January 22<sup>nd</sup>, 2021 at 8:00 AM at the Townhall. Auditors will send out phone number for the option to call in at home.

**LEGAL COUNSEL:**

Requested council enter Executive Session for the discussion of Pending and Imminent Litigation, and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. R.C. 121-22

Market moved to enter executive session. Second by Koehler.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Council entered Executive Session at 10:20 AM.

Faris moved to exit Executive Session. Boyles second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Council exit Executive Session at 11:11 AM.

Fiscal Officer will draft meeting notices for Friday January 22<sup>nd</sup>, 2020.

**MAYOR / COUNCIL REPORTS:**

**Kelly Faris:**

Submerged Land lease (emailed Council 12/30)

Police District (emailed Council 12/31)

Mayor Dress discussed ILYA update and their response to the rates council chose. Mayor will go back with counter offer for a 3 year contract.

Market moved to adjourn. McCann second.

Roll: Voice Vote; all yes.

Motion Carries.

Meeting adjourned at 11:14 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

***Council may enter Executive Session for the discussion of Pending and Imminent Litigation, and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. R.C. 121-22***

REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, December 8<sup>th</sup>, 2020

9:00 am

Mayor Dress called the meeting to order at 9:00 AM.

Roll: Market, Koehler, Berry, Boyles, McCann; all present, Faris was present by ZOOM.

Susan Anderson also present by ZOOM.

**ORD: 1244-20**   **Revisions to Section 4.08 “Time Records” Second Reading**

Market moved the second reading for Ordinance 1244-20. Berry second.

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

Motion Carries.

Third and final reading will be at the January Regular meeting.

**ORD: 1267-20**   **An Ordinance Approving the Rules                         Third Reading**  
**And Regulations of the Utility Department**

Market moved the third and final reading of Ordinance 1267-20. Boyles second.

Roll: Koehler; yes, Market; yes, Berry; yes, Boyles; yes, McCann; yes, Faris; yes. Motion Carries; Ordinance 1267-20 is in effect.

*ORD: 1270-20*

*Adjacent-Adjoining Definition*

*Scheduled 12/10*

**ORD: 1271-20**   **2021 Budget/ Appropriations   Intro/Emerg**

Market introduced ordinance 1271-20 as an emergency.

Boyles moved to treat Ordinance 1271-20 as an emergency. McCann second.

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

Market moved to waive the three-reading rule. Berry second.

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

Market moved for Ordinance 1271-20 to go in effect immediately. Berry second.

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

Ordinance 1271-20 is in effect.

**ORD: 1272-20**   **Section 3.08 Probationary Period   Intro/Emerg**

Market introduced Ordinance 1272-20 as an emergency.

Berry moved to treat Ordinance 1272-20 as an emergency. Market second.

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

Berry moved to waive the three-reading rule for ordinance 1272-20. Market second.

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

Market moved for ordinance 1272-20 to be in effect immediately. Berry second.

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

Ordinance 1272-20 is in effect.

**ORD: 1273-20****Revised Capital Cost Recovery Agree.****Intro/Emerg**

Faris introduced Ordinance 1273-20 as an emergency.

Market moved to treat as an emergency. Faris second.

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

Boyles moved to waive the three-reading rule for Ordinance 1272-20. Market second.

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

Market moved for Ordinance 1272-20 to be in effect immediately. Berry second.

Roll: Faris; yes, McCann; yes, Boyles; yes, Berry; yes, Koehler; yes. Motion Carries.

Ordinance 1273-20 is in effect.

**ACTION OF COUNCIL NEEDED:**

Market moved to approve the Meeting Minutes; November 10<sup>th</sup> Regular Meeting and the November 19<sup>th</sup> Special Meeting including the amendments made by the Fiscal Officer. Koehler second.

Roll: Market; yes, Berry; yes, Koehler; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

**Financial:**

Faris moved to approve the November 2020 Financial Statements including: (T&N, Bills, PO's over 3K/Supplemental Appropriations/Mayor's Court). Second by Koehler.

Roll: Market; yes, Berry; yes, Koehler; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

Market moved to Approve Bills to be paid in December. Berry Second.

Roll: Faris; yes, Koehler; yes, Market; yes, Berry; yes, McCann; yes, Boyles; yes. Motion Carries.

\*Boyles brings to attention an email sent by Legal Counsel advising council member Koehler to abstain from voting on any approvals that involve any clients he has through his personal business. His abstention needs to be approved by council beforehand.

Faris moved to approve the OWDA Payment - \$123,018.85. Second by Market.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

Berry moved to approve the OPWC current and Deferred payment from July 2020 for \$50,211.14. Market second.

Roll: Koehler; yes, Market; yes, Boyles; yes, Faris; yes, McCann; yes, Berry; yes. Motion Carries.

Market moved to approve Julian and Grube CPA to produce and submit 2020 Hinkle Report. Berry second.

Roll: Koehler; yes, Boyles; yes, McCann; yes, Market; yes, Berry; yes. Motion Carries.

**Health Insurance:**

Faris moved to Approve Health Insurance renewal with a 3% increase. Market second. Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Berry moved to approve a Temporary use of a construction entrance for Seawall project. Second by Market.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

**Chronolog:**

Mr. Huston gave an explanation on the post, camera, placement, and sponsor of this request.

Market moved to approve the Installation of the Chronolog camera post at the Bathing Beach with the contingency if it is not paid for it will be removed. Second by Berry.

Koehler is requesting to abstain from this vote on the premise that his personal business is sponsoring the Chronolog post at the beach.

Berry moved to accept Koehler's abstention. Market second. Roll: Market; yes, Berry; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

Roll call for installation of the post: Koehler; abstain, Market; yes, Berry; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

\*discussion took place on the possibility of a permanent blanket motion permitting Koehler to abstain in any instance where there might be a conflict of interest with personal business and village vendors.

**Financial:**

Boyles approved the Reallocation of \$22,063.54 from GF Principal to Interest fund retroactive to Dec 4<sup>th</sup>, 2020. Berry second.

Roll: Market; yes, Koehler; yes, Faris; yes, Boyles; yes, McCann; yes, Berry; yes. Motion Carries.

Market moved to approve the Bond Acquisition Note payment \$907,063.54 Retroactive Dec 4<sup>th</sup>, 2020. Second by Boyles.

Roll: McCann; yes, Faris; yes, Boyles; yes, Koehler; yes, Berry; yes, Market; yes. Motion Carries.

**Walter-Haverfield Invoice:**

McCann asked legal if he should recuse himself from this vote due to his son being interview for a particular incident. Legal replied it was not necessary to recuse his vote; but if he prefers that is also ok.

Boyles moved to approve the Walter-Haverfield invoices through November 30<sup>th</sup>, 2020. Second by Market.

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

McCann requested to abstain from this vote due to conflict of interest. Market moved to approve. Berry second.

Roll: Faris; yes, Koehler; yes, Boyles; yes, Market; yes, Berry; yes. Motion Carries.

**Dock Maintenance Invoice:**

Boyles moved to approve the amended Dock Maintenance invoice in the amount of \$7,836.00. Berry Second.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

**MBL Season Passes 2021 Police Department Full Time Officers:**

Market stated request to abstain from this vote due to conflict of interest due to his primary employment. Boyles moved to accept Markets request. Berry Second.

Roll: Koehler; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Koehler requested to abstain from this vote due to conflict of interest with his personal business; the PIB Gazette. Boyles; moved to accept that request. Second by McCann; yes.

Roll: Market; yes, Berry; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

Boyles moved to approve the purchase of 2021 MBL Pass for 3 Full-time police officers;\$1,305.00. Faris second.

Roll: Berry; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

**Vacation Hours:**

Market moved to approve CaptianMariano to roll over his unused vacation hours to 2021; totaling 50.50 hours to be used before April 1<sup>st</sup>, 2021. Second by Boyles.

Roll: Koehler; yes, Market; yes, Berry; yes, Boyles; yes, Faris; yes, McCann; yes. Motion Carries.

**Arbor Day Celebration 2021**

Faris requested to abstain from this vote due to his involvement on the Tree Commission board. Boyles moved to approve Faris' request. Second by Market.

Roll: McCann; yes, Market; yes, Berry; yes, McCann; yes, Boyles; yes. Motion Carries.

Boyles moved to approve up to \$500.00 for the Arbor Day celebration and Lisa Brohl to be appointed for 3 years. Second by Market.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Boyles; yes. Motion Carries.

**Police District:**

Mayor Dress discussedlegal moving forward with the exploration of a possible Village/Township Police District. Market wants a definitive answer from the Township. Lengthy discussion took place.



Faris moved to approve Legal to move forward exploring the option of a police district.  
Boyles second.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

**Fiscal Officer Bonus:**

Boyles moved to approve a \$400.00 bonus for job performance in 2020. Second by McCann.

Roll: Koehler; yes, Faris; yes, Market; yes, Berry; yes, McCann; yes, Boyles; yes. Motion Carries.

**DeRivera Park:**

Faris requests to abstain from the following vote due to being a member of the DeRivera Park Trustees. Boyles moved to approve Faris' abstention. Market second.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Boyles; yes. Motion Carries.

Discussion: Committee met and discussed the parks request. The came to Village with a letter; but no monetary amount has been discussed.

\*Lengthy discussion took place.

Anderson: To move forward, more specifics will be needed from the park.

Market will set another property committee meeting to include the park trustees. Faris will talk to the park board and draft exactly what they are looking for.

\*Discussion took place on what portion of property will be available, and how to facilitate the bidding process.

**Approval:** for Legal to explore lease agreements for the Village to enter in with DeRivera Park for possible land lease.

**Impact Fees:**

Village Administrator circulated an updated list.

Discussion took place on the proper way to collect fees in the future.

Koehler requested to abstain from the following vote due to conflict of interest. Market moved to approve Mr. Koehler's' request. Berry second.

Roll: Market; yes, Berry; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries

Market moved for all delinquent accounts proceed to the next step of collection directed by the Village Administrator after the proper review and approval of legal counsel.

Boyles second.

Roll: Berry; yes, Market; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

Council directs Village Administrator to send out letters of delinquency based on the updated list.

**Sybil Committee:**

Berry requested to abstain from the following vote due to conflict of interest as she is a resident of Sybil Blvd. Market approved the request. Boyles Second.  
Roll: Koehler; yes, Market; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

Boyles moved to approve the creation of a specialSpecial Committee “Sybil Blvd Committee” members including Koehler, Market, and McCann. Second by Faris.  
Roll: Koehler; yes, Market; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

**Dockage:**

Dockage rate discussion; no action taken.  
ILYA Contract: Mayor Dress stated 30% discount was offered to ILYA members only on weekdays; and full rate Friday and Saturday. ILYA members were not present at the meeting. Counter offers took place.  
Lengthy discussion took place on rates and dates and dock spacing.

Boyles moved to approve a 30% week day and 15% Friday and Saturday discount; any overflow on other Village docks will be full price. Berry second.  
Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

**CARES ACT MONIES**

Fiscal Officer gave an explanation of the funds.  
Faris moved to approve the \$5,895.45 Corona Relief Funds be allocated to the parks fund for cleaning and sanitizing product. Market second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, Boyles; yes, McCann; yes. Motion Carries.

**PUBLIC PARTICIPATION:**

Peter Huston:  
ODOT is getting public comment on Route 53 construction.

Steve Cooks:  
Requested update on Sewer for Shore Villas. Village Administrator will discuss during report.

**COMMITTEE REPORTS:**

Sybil Blvd committee meeting set for December 18<sup>th</sup>, 2020 11:00 am or 12:00 pm at the Village Town Hall. Fiscal Officer will post notice when time has been decided.

## **REPORTS:**

### **Chief of Police:**

Discussed Ohio Collaborate Group and the benefits for the Village Police Department (see report)

### **Administrator:**

(see report)

Seeks Council approval on the letters submitted to the Village on behalf of two different residents seeking approval for sewer extension.

Market moved to approve Mr. Pesieka's request for LPSS based on the engineer's recommendation. Koehler second.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

Market moved to approve Mr. Berhen's request for sewer extension (gravity line) based on the engineer's recommendation. Koehler second.

Roll: Koehler; yes, Market; yes, Berry; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

**LEGAL COUNSEL:** Request for Executive Session.

## **MAYOR / COUNCIL REPORTS:**

**Berry:** Update on the lobbyist report- increasing the cap on resort tax; no support as of now. Questions council on pursuing the increase? Focus on existing collections.

**Koehler:** Will health Department bring Covid-19 vaccines over to the island?

**Mayor Dress:** Items for approval at the January meeting:

Committee seats

Council Rules

Zoning/Planning Commission seat

President of Council

Electronic meetings? Public broadcasting for the future.

**Market:** The possibility of establishing a capital improvement fund specifically for the funding of a dormitory. Fiscal Officer will look into revenue and fund development.

**Faris:** Letter was sent out on behalf of Council regarding the Submerged Land Lease and the monies that failed to be collected by the previous fiscal officer. ODNR legal will be following up with the letter.

Market moved for council to enter Executive Session for the discussion of Pending and Imminent Litigation, and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Boyles second. Roll: Koehler; yes, Market; yes, Berry; yes, Boyles; yes, McCann; yes, Faris; yes. Motion Carries.

Council entered Executive Session at 11:07 AM.

Berry moved to exit Executive Session. Koehler second. Roll: Koehler; yes, Market; yes, Berry; yes, Boyles; yes, Faris; yes, McCann; yes. Motion Carries.

Council exited executive session at 11:56 AM.

**Other Business:**

Berry inquired about IONOS email app on her phone; Don Dress could be contacted for a brief instructional session on how to download and use.

Boyles moved to adjourn; Market second. Roll: Voice Vote; all yes. Motion Carries.

Meeting adjourned at 12:01 PM.

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Mayor

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Fiscal

***Council may enter Executive Session for the discussion of Pending and Imminent Litigation, and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. R.C. 121-22***

## REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, November 10<sup>th</sup>, 2020

12:15 PM

Mayor Dress called the meeting to order at 12:15 PM.

Roll: Koehler, Market, Berry, Faris, McCann, Boyles; all present.

Susan Anderson present via Zoom.

### **ORD: 1244-20 Revisions to Section 4.08 “Time Records”- Moratorium**

Boyles introduced Ordinance 1244-20.

This will serve as the first reading.

### **ORD: 1262-20 Amending Title Fourteen; “Underspeed Vehicles” - Tabled**

Discussion took place on whether to un-table the Ordinance.

Boyles suggested that the Ordinance should be revisited when direction was clear on what the sub-committees want Council to act on.

Boyles moved to un-table Ordinance 1262-20. Market second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Mayor Dressed asked Council for a first reading on Ordinance 1262-20.

No action was taken; Ordinance dies for lack of action.

\*Boyles and Market both stated that at any point this ordinance can be re-introduced.

### **ORD: 1267-20 An Ordinance Approving the Rules And Regulations of the Utility Department-Second Reading**

Market moved the second reading of Ordinance 1267-20. Second by Faris.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Third reading will take place at the December 2020 meeting.

### **ORD: 1268-20 Issuance of not to exceed \$885,000.00 BANS to roll over Intro/Emergency**

Faris introduced Ord. 1268-20 as an emergency.

Market moved to treat Ordinance 1268-20 as an emergency. Faris Second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Faris moved to waive the three-reading rule for Ordinance 1268-20. Berry second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Faris moved that Ordinance 1268-20 go in to effect immediately. Market second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

**ORD: 1269-20 CARES ACT: Authorizing expenditure for Police Department Personnel Intro/Emergency**

Faris introduced Ordinance 1269-20 as an emergency.

Faris moved to treat Ordinance 1269-20 as an emergency. Second by Koehler.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Market moved to waive the three-reading rule for Ordinance 1269-20. Second by Faris.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Berry moved for Ordinance 1269-20 go in to effect immediately. Market second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

**ORD: 1271- 20DEFA Sybil Ave Loan -Intro/Emergency**

Faris introduced Ordinance 1271-20 as an emergency.

Market moved to treat Ordinance 1270-20 as an emergency. Koehler second.  
Roll: Koehler; yes, Market; yes, Berry; recused vote, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Market moved to waive the three-reading rule for ordinance 1271-20. Faris second.  
Roll: Berry; recused vote, Koehler, yes, Market; yes, Faris; yes, Boyles; yes, McCann; yes.

Faris moved for Ordinance 1271-20 to go in to effect immediately. Market second.  
Roll: Berry; recused vote, Koehler, yes, Market; yes, Faris; yes, Boyles; yes, McCann; yes.

**RES: 1-20 DEFA Generator Loan Intro/Emergency**

Faris introduced Resolution 1-20 as an emergency

Market moved to treat resolution 1-20 as an emergency. Second by Koehler.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes.

Market moved to waive the three-reading rule for Resolution 1-20. Berry Second.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Faris moved for Resolution 1-20 to go into effect immediately. Second by Koehler.  
Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

**ACTION OF COUNCIL NEEDED:**

Market moved to approve the Meeting Minute October 12th 2020 Special Meeting and October 13<sup>th</sup>, 2020 Regular Meeting. McCann second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Market moved to approve the October 2020 Financial Statements including: (T&N, Bills, PO's over 3K/Supplemental Appropriations/Mayor's Court). Second by Berry.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Faris moved for the approval of the November bills to be paid. Second by Berry.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

**\*Scheduled Public Hearing for ORD: 1270-20 Adjacent-Adjoining Definition Ordinance.**

**December 10<sup>th</sup>, 2020 at 9:00 AM.**

Discussion took place on possibly changing the 2021 Council Meeting Dates and Times. Berry moved to approve 2021 Meeting Dates to remain the same; Tuesday mornings at 9:00 am. Second by Market.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Boyles moved to approve the bi-weekly 2021 payroll dates. Faris second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Faris moved to approve the reallocation of \$68,812.50 from General Fund Principal Fund to Interest Fund to make Dock Debt Service Payment. Second by Market.

Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

**Approve: Increase Budget and Appropriations for Fund 4901 by \$886,000.00**

Second by Market.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Market moved for no further action before license renewal by the Ohio Division of Liquor Control for Bay Lodging, motion being no contest until there is a policy in place. Second by Berry.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Market moved to approve the Paragon Investigation Invoice in the amount of \$21,183.12. Faris second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Faris moved to approve the Walter-Haverfield invoice in the amount of \$24,162.49 for services rendered through September 30<sup>th</sup>, 2020. Market second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

\*Discussion Took place on contracts with ILYA years back.

Mayor will pull 2019 contract.

Approving the rates for ILYA is tabled until the December 2020 regular meeting.

Faris stated that the requirement for a certified Police officer at each bar/restaurant per establishments financial responsibility be tabled until Legal has more time to research.

Faris moved to direct legal Counsel to further research. Market second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

\*Discussion took place regarding The Village and Township pursuing the potential of a Police District with the Township. The Mayor will reach out to Township Trustees on their opinion on this matter.

Market moved to approve the current Monument Sea Wall Plan; 80 ft long extension, Temporary road closures, Utility interruptions, and Noise Ord. Specifications, the allowance of weekend work earlier than 9:00 AM. Second by Berry.

Roll: Koehler; yes, Faris; yes, Market; yes, Berry; yes, Boyles; yes, McCann; yes. Motion Carries.

Faris moved to approve the rebuild of a new Lift Station Pump totaling \$9,913.00. Second by Market.

Roll: Koehler; yes, Faris; yes, Boyles; yes, McCann; yes, Berry; yes, Market; yes. Motion Carries.

Village Administrator distributed a cost and pricing sheet for this project. It would be expended out of the Capital Improvement fund.



Faris moved to approve the Filter Media Re-build in the amount of \$28,300.00 to be expended out of the water capital improvement fund. Berry second.

Roll: Koehler; yes, Berry; yes, Market; yes, Faris; yes, Boyles; yes, McCann; yes. Motion Carries.

Koehler moved to approve an extra \$500 stipend towards Jim Warner's travel one-time annual travel stipend of \$2,000.00. Market second.

Roll: Market; yes, Koehler; yes, Faris; yes, Boyles; yes, McCann; yes, Berry; yes. Motion Carries.

Market moved to approve Jaime Mendoza be utilized as a utilities consultant not to exceed 12 hours retroactive to his resignation date. Second by Boyles.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Berry; yes. Motion Carries.

Fiscal Officer discussed personnel appropriations for other departments were heavy, and to have sufficient funds in the Police Department personnel's fund reallocation is necessary.

Market moved to approve the Reallocation of the following funds to Police Personnel Services: \$20k from docks personnel, \$15k from parks personnel, \$15k from streets personnel; Totaling \$50k to cover payroll for 2020. Second by Faris.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

### **Village Administrator Report:**

Manhole on Bayview was repaired. The cross braces will be installed on the docks when they are repaired. Docks were inspected and repairs will be done in Spring. Delay in leaf pick due to truck issue. AT&T lease is being negotiated for same terms and conditions. Ground Storage explanation was sent out for circulations. Letters were presented to Council regarding water/sewer extension.

### **PUBLIC PARTICIPATION:**

Joan Booker – Bayview Ave

Asked about the flags that are still around the park- John Galvin will take them down. Asked Susan Anderson about what the Village can do to regulate the Helicopter noise; Anderson replied that it is not in the Village's jurisdiction to regulate air space. Mrs. Booker asked how the minutes were shared with the public; Fiscal Officer stated they are posted on the Village website; along with meeting notices and other official Village postings. Stated there are big concrete blocks at the end of Bath Street; questioned why they are there.

Sara Booker – Bayview Ave.

The curb in front of Hooligans is crumbling and progressively getting worse. Who's responsibility is it to repair; the Village or the business? Mayor will follow up with Village Administrator.

Rudy Cooks- Airline Drive

Questioned why the golf cart ordinance is not being revisited. Boyles replied that it will be re-introduced in the spring when specific action of council is needed.

Cooks asked if any talk of 1 Island, 1 Government has taken place; Mayor Dress will reach out to Trustees and include in this in the conversation along with the Police District.

Christie Ontko- Langram Rd

Discussed golf cart speed and how it is regulated.

Anita McCann- Bayview Ave

Presented Council with concerns at the past two council meetings and would like to know if they have been addressed and how; specifically, the phone system and how many officers are employed full time during the winter months. Mayor Dress explained that the PD is providing island residents with the proper non-emergency numbers to use; also posted in the Gazette.

Mayor Dress also stated that there are three full time officers on the roster this winter: Kimble, Mariano, and Mullins. There will also be 2 part time officers to fill in when needed.

Steve Cooks – East Point Blvd.

Asked Village for assistance to finance the loan for the project on their street.

**Fiscal Officer Report:**

Health Insurance renewal at the end of December. 3% increase to renew the current plan.

Discussed alternative plans. Will meet with the Mayor and the Village Administrator to further discuss.

**Legal Council:**

Requesting an Executive Session for the discussion of pending and imminent litigation, and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.

Mayor Requests council to enter in to executive session for the discussion of pending and imminent litigation, and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.

Market moved to enter executive session for the reasons listed by the Mayor. Second by Boyles.

Roll: McCann; yes, Faris; yes, Boyles; yes, Market; yes, Koehler; yes, Berry; yes. Motion Carries.

Council entered executive session at 1:34 PM

Market moved to exit executive session. Faris second.

Roll: Koehler; yes, Market; yes, Faris; yes, Berry; yes, McCann; yes, Boyles; yes. Motion Carries.

Council exits executive session at 2:10 pm.

Market moved to accept the retirement of Steve Riddle effective December 31<sup>st</sup>, 2020 and to authorize the Mayor to enter in to a separation agreement effective December 31<sup>st</sup>, 2020. Koehler second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Faris asked Susan Anderson if she had authorized Paragon to draft a proposal for investigating potential police officers before they are hired by the Village.

Market moved to adjourn. McCann second.

Roll: Voice vote; all yes.

Meeting adjourned at 2:12 PM.

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Mayor

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Attest

Date:

Date:

Regular Meeting Minutes  
Village of Put-in-Bay Council  
Tuesday, October 13th, 2020  
9:00 AM

Mayor Dress called the meeting to order at 9:10 AM.

Roll: Koehler; Market; Berry; Boyles; McCann; and Faris; all present.

Susan Anderson present.

**ORD: 1244-20**                      **Revisions to Section 4.08 "Time Records"**                      **Moratorium**  
Anderson recirculated the language to council.  
Moratorium remains in place.

**ORD: 1262-20**                      **Amending Title Fourteen;**                      **Tabled**  
**"Underspeed Vehicles"**  
Mayor asked if there was any action of council that needs to be taken.  
Ordinance will remain tabled.

**ORD: 1267-20**                      **An Ordinance Approving the RulesIntro/Emergency**  
**And Regulations of the Utility Department**  
Faris introduced Ordinance 1267-20 as an emergency.  
Anderson stated these are the rules and regulations of the Utility Department, addressing water, sewer, LPSS. Past rules and regs that were currently in place are being refreshed and updated.  
Berry would prefer to take more time and read over.

Mayor stated that Faris has introduced Ordinance 1267-20, and that will serve as the first reading.

**ACTION OF COUNCIL NEEDED:**

Market moved to approve Meeting Minutes from September 8<sup>th</sup>, 2020 regular meeting.  
Second by Koehler.  
Roll: Koehler; yes, Market; yes, Berry; yes, Boyles; yes, McCann; yes, Faris; yes. Motion Carries.

Berry moved to approve the September 2020 Financial Statements including: (T&N, Bills, PO's over 3K/Supplemental Appropriations/Mayor's Court). Second by Faris.  
Roll: Market; yes, Berry; yes, Boyles; yes, McCann; yes, Faris; yes, Koehler; yes. Motion Carries.

Market moved for the Bills to be paid in October. Second by Berry.  
Koehler asked if there were Gazette bills included in the vouchers; fiscal officer replied there were not. Second by Berry.

Roll: Koehler; yes, Boyles; yes, Market; yes, McCann; yes, Berry; yes, Faris; yes. Motion Carries.

Faris moved to approve the Poggemeyer invoice in the amount of \$5,892.14. Second by Market.

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

Market moved to approve Lake Disposal invoices: \$3132.00 and \$3696.00. Totaling \$6828.00. Second by McCann.

Roll: Koehler; yes, Market; yes, Berry; yes, Boyles; yes, McCann; yes, Faris; yes. Motion Carries.

Market moved to approve the Coronavirus Relief monies \$10,167.43 to be allocated to Fund 2151 Coronavirus Relief Fund retroactive to September 8<sup>th</sup>, 2020. Second by Berry.

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

Market moved to approve Police Department to purchase items for school kids Halloween grab bags. \$150.00 from grant money that will be awarded to the Police Dept. operating fund. Second by Berry.

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

Koehler moved to approve the Walter-Haverfield invoices for services rendered July 2020 and August 2020 in the amount of \$50,687.96. Second by Market.

Roll: Koehler; yes, Market; yes, Berry; yes, Boyles; yes, McCann; yes, Faris; yes. Motion Carries.

Faris stated that when litigation regarding Mathys/Taxi Cabs is resolved, he will make a motion for the Village to take steps in recouping the legal fees.

Discussion on the letter council received from Barbara at the Monument.

Market expressed concerns with the protection of the bathing beach in this plan. It was not mentioned.

Berry discussed the current construction, and the effect it is having on the beach today.

Market moved to table the issue until further verification of plans are presented. Berry seconded.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Craig Cox; lives the closest to the bathing beach stated his opinion on the break wall and how he is strongly opposed to it.

Mayor Dress will follow up with Barbara from the National Park Service.

Koehler moved to approve the suspension of Ordinance 1121-15; 8.5% Dock Revenue to Maintenance fund; effective only for the 2020 fiscal year.

Roll: Koehler; yes, Market; yes, Faris; yes, Berry; yes, Boyles; yes, McCann; yes. Motion Carries.

Berry moved to approve the Recreation Committee request to put lights on the Bathhouse and utilize Village electrical outlets and provide payment for the usage. Market second.

Roll: Koehler; yes, Market; yes, Berry; yes, Boyles; yes, McCann; yes, Faris; yes. Motion Carries.

Faris moved to approve the Dock Debt service payment due December 2020 in the amount of \$163,812.50 which will include principal and interest. Second by Koehler.

Roll: Koehler; yes, Market; yes, Berry; yes, Boyles; yes, McCann; yes, Faris. Motion Carries.

\*Fiscal officer explained the terms and conditions of BANS and pros and cons of that decision were discussed.

Koehler moved to approve to roll-over the Real Estate Acquisition Bond Anticipation Note- Matures on December 4<sup>th</sup>, 2020 (\$885,000.00). Second by Market.

Roll: Market; yes, McCann; yes, Berry; yes, Boyles; yes, Faris; yes, Koehler; yes. Motion Carries.

### **Town Hall Usage:**

Mayor Dress stated there have been multiple requests for the use of Townhall; the senior center and girl scouts have reached out to use the space. Concerns with allowing one group versus allowing all groups. Senior centers all around the county are still closed.

Fiscal Officer was directed to reach out to the Ottawa County Health Department for guidelines if Village chooses to open Town Hall.

Berry stated the issue should be tabled until the health department is contacted.

Anderson suggested that if the Village chooses to open the space, a waiver with guidelines of some sort should be drafted and implemented.

### **Generator Project:**

Village Administrator stated that this will just need approval for the plans to be sent to the EPA. There is no dollar amount that needs approval.

\*lengthy discussion took place on how much the costs would be, the ozone usage, and the size of the generator that the project entails.

Boyles would like to see copies of the findings and orders.

Market would like to see more details on this project.

Berry moved for the approval of the plans to be sent to the EPA. Faris second.

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

**Sybil Project:**

Village Administrator explained that this is a three-part process for approval; Funding, possible loan ordinance, Authorize Village Administrator to advertise for bid. Project is roughly \$250,000.00.

Market discussed funding the project out of the capital improvement fund vs. financing the project.

Koehler moved to approve the Village to move forward with pursuing a loan to fund the project. Market second.

Anderson stated that PDG had sent a draft ordinance via email to the Village the morning of the regular meeting.

Suggested that the motion should be to approve the resolution authorizing the Village to apply for, accept, and enter in to a WSRLA for the planning, design, and construction of water facilities; and designating a dedicated repayment source.

Koehler withdrew his original motion. Market withdrew his second.

Boyles discussed the 0% loan, and if the Village can afford it to go ahead and do so.

Anderson is not sure if the Village can just approve the application of the loan, and once that is done then more forward with the rest of the process.

Village Administrator read the timeline to Mayor and Council.

**Mayor's proposal:** Hold the first reading on the matter and then schedule a Special Meeting to further discuss.

Koehler moved to approve as a first reading; the Resolution proposed by Poggemeyer as amended into Ordinance form for the authorizing of the Village to apply for, accept, and enter in to a WSRLA for the planning, design, and construction of water facilities; and designating a dedicated repayment source. Second by Faris.

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

This served as a first reading.

Market moved to approve Harry Williamson to roll over his vacation hours; 40.00 hours before his November 11<sup>th</sup>, 2020 anniversary date. Koehler second.

Roll: Faris; yes, McCann; yes, Boyles; yes, Koehler; yes, Market; yes, Berry; yes. Motion Carries.

Faris moved to approve the Winter Fuel/Diesel purchases: totaling \$26,000.00  
\$10k Townhall  
\$15k Diesel for WTP  
\$1k Fuel for WWTP

Second by Koehler.

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

Market moved to approve the 3<sup>rd</sup> Disbursement of CARES ACT funding, in the amount of \$5081.04 into the Coronavirus Relief Fund. Berry second.

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

Mayor stated Jaime Mendoza resignation letter was sent out, and dates September 30<sup>th</sup>, 2020.

Faris moved to accept Jaime Mendoza resignation letter dated for his last day of employment being September 30<sup>th</sup>, 2020. Koehler second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion carries.

Mayor Dress recommended council enter Executive session.

Market moved for council to enter executive session for the Discussion of Pending and Imminent litigation and certain personnel related matters such as To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Second by Koehler.

Roll: Koehler; yes, Faris; yes, Market; yes, McCann; yes, Berry; yes, Boyles; yes. Motion carries.

Council entered Executive Session at 10:01 AM.

Market moved to exit Executive Session. Berry seconded.

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

Council exited Executive Session at 10:20 AM.

Berry moved to amend Jaime Resignation date from September 30<sup>th</sup>, 2020 to October 13<sup>th</sup>, 2020. Second by Market.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.



Market moved to approve the Village of Put-in-Bay to hire James Warner, at a rate of \$33.00/hour, allocating 4 weeks' vacation effective after his 6 month probationary period ends, and an annual travel stipend in the amount of \$1500.00; effective November 1<sup>st</sup>, 2020. Second by Koehler.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Koehler moved to approve Dave Dezeeuw's sick leave pay-out upon his retirement in 2019, to reflect a pay-out of 45 days retroactive to his retirement date in 2019. Market second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Berry moved to approve a pay increase from \$22.33/hour to \$25.00/ hour for Harry Williamson. Koehler seconded the motion.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

## **PUBLIC PARTICIPATION:**

Joan Booker: Westshore Blvd.

Concerns with helicopter noise in the Village. Can the Village take a sound reading? What has council done to reach out to the company to stop the noise. Anderson will look in to the Ordinance and see if it is applicable to a helicopter.

Dave Schaffer- Catawba Ave

Provided a lengthy report on what the Safe Island Task Force has come up with in regard to Golf Cart Issues, Traffic flow on the streets, Cooler restrictions, parking and open container ticketing procedures. (See report)

Anita McCann: Bayview Ave

Has several concerns with the Police Department that she requests be addressed by Council and the Mayor.

1. The non-emergency line not being answered or going straight to voicemail.
2. Chief Kimble's actions the night of an incident at the Round House Bar. Asked if the Mayor followed up with the complaint? Also asked if there is a police department policy in place for officers wearing plain clothes, and for officers having to wear a mask when they enter a business.
3. Police receives call of all sorts, including lost dog calls. These calls should not be dismissed; the community deserves better. All calls are important, and a caller should not be told that an officer will get back to them after they are done dealing with something else. In this specific call for a missing dog, the call was not returned.

Requests that the Mayor and Council seek to resolve these issues.

Mark Hummer replied that Mrs. McCann should file a report as the first step in her complaint about officer behavior at the incident at the Round House Bar.

He also stated that masks are not mandatory for first responders in action. They are exempt though the Governors order.  
Stated he will also address the police officers on receiving calls, or not responding to calls.

Paul Jeris: Island Club

Is on board with Delaware going to one-way certain days and times in the summer.

Steve Cooks: Shore Villas

Gave petition for sewer down his street to council to review.

Mike Bell: Mayor of Toledo

Explained the chaos the night of the incident Mrs. McCann is referring to. Provided a detailed description of what officers were there, who was in plain clothes, the amount of people fighting that were involved. Defended Chief Kimble's actions in what he did to control people involved in the chaos. The police department did they best they could do in a situation where the victims and offenders were hard to distinguish.

Zachary Nikolai: Tippers Bar and Grill

Offered free internship with the Village in return for housing over the winter.

The Mayor has been made aware this this request. Mr. Nikolai will submit a resume.

## **REPORTS:**

### **Chief of Police:**

September Report: Chief Presented 2019 and 2020 statistics; arrests, citations.

Stated that there are several grants for the Police Department that are available.

Potentially use the grant money to purchase a second boat, another vehicle, possible new weapons.

Judy Berry: Would Council approve for herself and possible the Village Administrator to work with the Port Authority to check in to a grant for the generator.

Also would like to talk with Township for a consortium for grant writing with the Port Authority.

### **Fiscal Officer:**

Would request Council to brainstorm on how they want to use the third CARES Act distribution. The deadline to use the funds is the beginning of November.

Koehler moved to approve the third distribution of the CARES Act monies in the amount of \$5,081.04 to go to the Parks operating fund, specifically the Bathhouse. Faris second.

Roll: Koehler; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

**LEGAL COUNSEL:** Request for Council to enter Executive Session.

**COUNCIL REPORTS:**

Boyles questioned if dockmasters are permitted to drive the Village vehicles, i.e. golf carts. They were seen being driven down the docks.

Berry moved for council to enter executive session for the Discussion of Pending and Imminent litigation and certain personnel related matters such as To consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Koehler second.

Roll: Koehler; yes, Berry; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

Council entered Executive Session at 11:20 AM.

Berry moved to exit Executive Session. Faris second.

Roll: Koehler; yes, Berry; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Council exited Executive Session at 2:40 PM.

Faris moved to adjourn the Regular Meeting. Berry second.

Koehler asked Anderson about recusing himself from voting on bills. Discussion took place. Faris withdrew his motion, Berry withdrew her second.

Anderson stated she will look in to the issue specifically if it is a conflict of interest.

Koehler moved to adjourn. Berry Second.

Roll: Voice Vote; all yes.

Meeting adjourned at 2:47 PM

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Mayor

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Fiscal Officer/Attest

Special Meeting of Council  
Monday, October 12<sup>th</sup>, 2020  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Monday, October 12<sup>th</sup>, 2020 at 9:00 AM

Mayor Dress called the meeting to order at 9:02 AM

Roll Call: Koehler, Market, Boyles, Berry, and McCann all present. Mr. Faris absent.

Susan Anderson present via Zoom.

Three Township Trustees present; Mr. Cooper, Mr. Engle, and Mr. Miller.

Mayor stated the Purpose of this Special Meeting; for the discussion of contract negotiations between the Township and the Village of Put-in-Bay. Council may enter Executive Session for the discussion of the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.

Safe Island Task Force finance committee urged Township and Village to meet and discuss 2021 and 2022 finances.

Ray Fogg explained the work he has been doing regarding revenue and budget for the Island.

Impact will be made in 2022. Actively looking for new ways to bring in revenue and cash flow.

\*A lengthy discussion took place on creative ways to bring in revenue and cash flow including the Township in the ideas. Major points being:

Pursuing a head tax, a loan from the Township, Township facilitating payment for police services earlier than normal, using cash reserve at the end of the fiscal year, exploring more grants available.

Fogg was involved in a meeting with the County Commissioners and dept of taxation to discuss the transparency of the resort tax collection issue. There is a discrepancy in the resort tax reported revenue between the State and the Village.

Comment [VP1]:

Mayor Dress explained that the Police Contract the Village has with the Township is up for renewal in 2021.

Anderson stated that there are creative ways for the Township and Village to work together financially. Also, there are creative ways for the Village to structure the Township Police Contract payment; depending on what the two entities agree on.

*Special Meeting August 4th, 2020*

Dress discussed the current police operating budget; \$750K and does not see the Village slipping below that number in the future.

Dress discussed the carry over balance at the end of the year. Berry stated the Village operating with around \$250k at one time.

Market asked the Township if they are interested in helping the Village.

Township Trustee Matt Miller stated the current financial state of the Township. They had to expend emergency funds for road construction due to high water.

Mr. Engle stated that the Township is also strained, and they will also be down a considerable amount in 2021.

Mr. Cooper questioned the possibility of a levy.

The discussion took place on the possibility of a joint levy between the Village and the Township. Special Levy could only be out on for November 2021 and then the entity would see funds in 2022.

Dress asked the Trustees about their carryover at the end of each year.

Miller explained that their share of the Police Contract was funded by resort tax revenue. The fluctuation is scattered, and it is now hard to budget when the amount coming in is unknown.

Meetings with the department of taxation was put on hold due to Covid and the administration change.

Koehler questioned the cost of a special election, and what a levy of 1 or 2 mill would raise.

Fiscal Officer will contact the Ottawa County Auditor for those numbers.

Miller questioned the Police Department on how the year went, how many officers were on staff all summer.

\*Lengthy discussion took place on the Police department budget, and the pros, cons, and effects of potentially cutting the budget.

Market started a discussion of a School Resource Officer at the school. Either the school would contribute to the cost or take on the whole cost. Lengthy discussion took place on the pros and cons of SRO being financially beneficial.

Mayor Dress stated she would reach out to the school for a meeting.

Discussion of the Police Contract with the Township was started by Boyles; who also suggested that the Township pay two total installments in 2021, and then in 2022 and 2023 pay only half

of the full installment. It would have to be an intergovernmental agreement which Anderson said she would look in to.

Council and Trustees will work towards a contract agreement as soon as the budget process has started on both ends.

Fogg stated the need to explore all options and creative ways to source new revenue, and not just wait until the revenue comes back, if it does.

Fogg suggested committee chairs changing; discouraged that the current finance committee chair was not present for the meeting.

Mayor Dress scheduled an Audit/Finance Committee meeting for November 3<sup>rd</sup>, 2020 at 8:00 AM at the Village Townhall. The purpose to discuss the 2021 budget.

Market moved to adjourn the special meeting. Koehler second.

Roll: Voice Vote; all yes.

Meeting adjourned at 10:25 AM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_

# Golf Cart Meeting

Rules and Ordinance Committee

Meeting: Wednesday, September 23<sup>rd</sup>, 2020

9:30 AM

Town Hall Assembly Room

\*Minutes taken by Judy Berry

Kelly Faris opened the meeting at 9:40 AM.

The previous meeting held to identify and address golf cart issues. Speed, reckless operation, after hour cart rentals, underage driving, cooler on carts with the biggest issue being reckless operating.

Some suggestions to combat issues were stricter police enforcement, confiscation of carts, more tickets written, one-way street on Delaware Ave, and pictures taken and sent to golf cart agency.

Paul Jeris stated that golf cart companies want to work with the Village to solve problems and agree to uniform contracts, uniform labeling, and identification. They are opposed to not allowing overnight rental.

Public Participation:

- ) This was a unique issue to June
- ) Find out whether or not the Village can have police confiscate the cart for rule violations
- ) Enforce what is already a law
- ) Blocking governor would be helpful
- ) Uniform signage to identify carts
- ) Gold cart enforcement unit to work with the cart owners
- ) Golf cart security team made up of golf cart company employees who would educate people of cart rules when they observe violations.

Kelly Faris asked if contracts are filled out when people rent and the answer was yes.

Tip Boyles stated more tickets need to be issued. Chief Kimble said more officers will be needed to enforce traffic laws pertaining to golf cart issues.

Deputy Chief Hummer said to give clear direction to police they will do their best they can do to comply. He also stated automated ticketing needs to be approved by the Municipal Court Judge; which they will pursue.

Proof of insurance should be mandatory when renting carts.

Peter Huston suggested a source of funding through zoning that should be looked at – Economic Development Zone.

Rudy Cooks suggested using social media to get messages out.

Committee was informed to work out logistics: Brad Ohlemacher, Paul Jeris, Bob Smith, Mike Bell, Aaron Walker, Kendra Mathys, Mark Hummer are all on committee.

Solution will be worked on by the committee with the goal of having something in place by next year.



## REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, September 8<sup>TH</sup>, 2020

9:00 AM

Mayor Dress called the regular meeting of council to order at 9:04 AM.

Roll: Faris; present, Market; present, McCann; present, Boyles; present, Koehler; present, Berry; present.

Susan Anderson present.

### **ORD: 1244-20 Revisions to Section 4.08 “Time Records”; Moratorium Set**

Faris moved to continue the Moratorium. Second by Koehler.

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

### **ORD: 1261-20 Face Masks; Second Reading**

Faris moved the second reading for Ordinance 1261-20; Face Masks. No second.

Motion 1261-20 dies for lack of a second.

Boyles asks what happens to the Ordinance after there is no second. Mayor Dress states that the ordinance is done.

### **ORD: 1262-20 Amending Title Fourteen; “Underspeed Vehicles”; Tabled**

Mayor Dress explains that this is the Ordinance regulating the golf carts, and the Ordinance is currently tables while being discussed by the Rules and Ordinance committee.

Faris moved that the Ordinance continue to be tabled until the Safe Island Task Force committee reports back with their sub-committee report on overnight rentals. Market second.

Roll: Boyles; yes, Koehler; yes, Market; yes, Faris; yes, Berry; yes, McCann; yes. Motion Carries.

### **ORD: 1265-20 Section 4.03 Revisions to “Hours of Work”; Third Reading**

Mayor Dress stated this Ordinance regards lunch breaks and for the policy to reflect the current practice of employees.

Faris moves that the Ordinance be tabled until the policy is revisited and amended not to reflect that the employee is required to stay at the workplace during the ½ paid lunch due to restroom facilities not being present at some work locations.

Mayor Dress stated that the language Mr. Faris is referring to is NOT in the current policy.

Boyles stated that employees that work at locations where there is no accessible restroom facilities could take paid lunch at the Utilities Department. Examples being water plant workers and streets employees. His intention was to prohibit them for going home for the ½ hour paid lunch break. Boyles also stated that the Mayor presented this Ordinance primarily to coincide with the police department policy which states they receive a paid one hour lunch and in the event a call comes through, they are expected to tend to that call even if they are on break. Nowhere in the Village policy is it stated that if an employee is needed during their lunch break, they are required to return to work immediately.

Mayor Dress stated that as the Ordinance is currently written, there is no requirement to stay on-site for the half hour paid lunch break. With employees being paid, even though it is not explicitly stated, employees are on the clock and an issue comes up they are required to respond to the issue.

Susan Anderson agreed and stated that even though it is not in the Ordinance, the supervisor can certainly require the employee to respond to any issue that comes up during paid break. If they are not paid for break there is not requirement to tend to an issue.

Koehler moves for the third and final reading of Ordinance 1265-20, Revisions of Hours of Work. Seconded by Market.

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

Market moved to approve the Meeting Minutes for August 11<sup>th</sup>, 2020 Regular Meeting- as amended and the August 25<sup>th</sup>, 2020 Public Hearing Minutes. Second by Koehler.

Roll: Koehler; yes, Berry; yes, McCann; yes, Boyles; yes, Faris; yes, Market; yes. Motion Carries.

Faris moved to approve the August 2020 Financial Statements including: (T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court). Second by Berry.

Roll: Faris; yes, Market; yes, Koehler; yes, Berry; yes, McCann; yes, Boyles; yes. Motion Carries.

Market moved for the bills to be paid in August. Second by Market.

Roll: Boyles; yes, Faris; yes, Market; yes, Koehler; yes, Berry; yes, McCann; yes. Motion Carries.

Faris moved to approve the reallocation of \$20,000.00 from Sewer line item Trash/Garbage removal to operating materials and supplies. Koehler second.

Roll: Faris; yes, Berry; yes, Koehler; yes, Market; yes, Boyles; yes, McCann; yes. Motion carries.

Market moved to approve the Coronavirus Relief monies to be allocated to Police Department operating in the amount of \$30,502.29. Berry Second.

Roll: Berry; yes, Koehler; yes, Market; yes, Boyles; abstain due to not enough knowledge. Boyles then voted "no". Boyles final vote is "no". McCann; yes, Faris; yes. Motion carries.

Berry moved to approve the DeRivera Park Agreement. Second by Market.

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

Koehler moved to approve the 2018 Audit Invoice \$21,320.00. Berry second.

Roll: Berry; yes, Boyles; yes, McCann; yes, Koehler; yes, Faris; yes, Market; yes, Motion carries.

Market moved to approve Final Installment from 2017 missed insurance payment - \$9,044.00. Koehler second.

Roll: McCann; yes, Faris; yes, Koehler; yes, Market; yes, Boyles; yes, Berry; yes. Motion Carries.

Faris moved to approve the Second Installment invoice for Liability insurance \$47,500.00. Koehler second.

Roll: Berry; yes, Faris; yes, Koehler; yes, Market; yes, Koehler; yes, Boyles; yes, McCann; yes. Motion carries.

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Faris moved to approve the \$5,000.00 transfer from GF to Bathhouse Improvement fund per the DeRivera Park Agreement. Market second.

Roll: Faris; yes, McCann; yes, Market; yes, Koehler; yes, Boyles; yes, Berry; yes. Motion Carries

Faris moved to approve Village to recommend Port Authority to further investigate and gather more information on a possible “Head Tax”. Berry second.

Roll: Boyles; yes, Berry; yes, McCann; yes, Market; yes, Koehler; yes, Faris; yes. Motion Carries.

Market moved to approve the purchase of a Variable Frequency Drive out of Water Capital Improvements Fund in the amount of \$13,500.00.

\*Auger explained it is the circuit board for the water department computers.

Berry seconded.

Roll: Market; yes, Berry; yes, Koehler; yes, Faris; yes, McCann; yes, Boyles; yes. Motion Carries.

Market approved the 5K Race set for October 11<sup>th</sup>, 2020. Koehler second.

Roll: Koehler; yes, Berry; yes, McCann; yes, Boyles; yes, Market; yes, Faris; yes. Motion carries.

## **PUBLIC PARTICIPATION:**

### **Joan Booker:**

Asked the Village to negotiate something with the Port Authority to restrict the Helicopter tours back to the originally designed flight route. They are exceeding limits and traveling out of the area designated to the tour.

### **Randi Wertenbach:**

Complaints of loud music at Bay Lodging August 22<sup>nd</sup>, 2020 and September 5<sup>th</sup>, 2020. Contacted the Police Department. When officer responds they turn music down, and then when officer has left, they turn it back up.

Boyles asked Mrs. Wertenbach which number she called to contact the police department. She stated she called 419-285-3962 (no answer) and then 419-285-4121 (answered).

Mr. Faris suggested contacting Liquor Control. He would like a letter sent to liquor department and urged the public to write down events and when they occur.

Anderson suggested taking a meter reading of the sound.

Mark Hummer of the Police Department stated there is a renewal for Liquor licenses. If the property is deemed as a ‘Nuisance property’ it can be re-evaluated based on complaints. He also stated the police department will continue to respond to calls. The correct number to call for non-emergencies is 419-285-4121. Mrs. Wertenbach stated she was told not to call anymore.

**Teri Pierce:**

Complained of noise issues on August 27<sup>th</sup>, 2020 and the police did respond. Also, on Saturday September 5<sup>th</sup>, 2020 she heard loud “bumping music”. She turned on her A/C unit and still could hear the noise. Around 4:40 pm she called the police department and there was no answer. On Sunday, September 6<sup>th</sup>, 2020 she heard the noise again. Nick Cartwright was the bartender at Bay Lodging that day. The police did respond. No social distancing.

Also stated her concerns of golf carts everywhere. Her mother Joy Urge has people doing doughnuts in her driveway and yard. She fears the island is becoming an unsafe environment for small children.

**Rudy Cooks:**

Golf carts are out of control. Would like Council’s clarification on what they are seeking from the Safe Island Task Force sub-committee.

Mr. Faris stated they are looking to limit golf carts at night.

Judy Berry responded to Mr. Cooks by stating that the Safe Island Task Force should meet with Council to work towards no overnight cart rentals.

Susan Anderson is looking in to how the Village can regulate carts. It will have to be a joint effort with the police department to regulate and enforce.

Rudy Cooks asked if the calls are being logged by the police department. Berry stated that they need to be. The Village Ordinance does not apply to Vehicles in the Township. Business Licenses can be looked at.

Boyles stated that the more Police involvement is needed.

Brad Ohlemacher would like to set another meeting towards the end of the month to moved along with what to do.

Christie Ontko asked how to enforce laws/ordinances from Village to Township.

Hummer replied that Ohio Revised Code is what the Township should follow, also could be applied to the Village. The Village would need more police to do so.

Faris moved for the Village to send a letter to Ohio Liquor Control regarding the noise complaints, and cc: the business owner as well.

Market second.

Roll: McCann; yes, Koehler; yes, Berry; yes, Faris; yes, Boyles; yes, Market; yes. Motion Carries.

Mr. Mike Bell asked how the department is to deal with so many golf carts with only 7 officers on duty. The jail is overwhelmed with 4 inmates and to transport an individual it takes 2 officers.

\*Lengthy discussion took place on showing proof of overnight stay to rent an overnight cart, ticket processing systems.

## **REPORTS:**

### **Chief of Police:**

Dep. Chief Hummer – Introduced himself and that he has spent the last few weeks getting acquainted with the Island. There were 397 calls in August and 30 citations. 66 parking tickets in September. No more officers on MBI as of now.

\*A Rules and Ordinance Committee meeting has been set for Wednesday, September 23<sup>rd</sup>, 2020 at 9:00 am; for the discussion of Golf Carts. This meeting will be held at the Village Town Hall.

### **Administrator:**

August report

Still researching short term rental of the docks.

Market moved to approve the Village gifting Mr. Cox with a Village Burgee Flag for his efforts in cleaning and upkeep of the bathing beach. Berry Seconded.

Roll: Boyles; yes, Market; yes, Faris; yes, McCann; yes, Koehler; yes, Berry; yes. Motion Carries.

Koehler would like to see something planted around the trees to be able to see them.

Village Administrator invited Council members of a tour around the Fredricks property and the state that the garage unit was left in when Rutledge vacated the unit.

Census letter went out with the Utility Bills to residents.

Suez Water Tower Co. Paint analysis and presentation on what needs to be done for paint project.

Water Department Ozone Building Panel Fire – thank you to Jaime for his efforts.

The companies that were involved with the production and installation are working to figure out who will be paying.

\*10:30 AM recorder went out.

### **Fiscal Officer:**

August Report

**Mayors Report:**

Update on dockage and how much it is down this year compared to the past.  
Fiscal Officer is still waiting to hear back from Ottawa County Auditor about Levy possibility for the Village in the future.

**LEGAL COUNSEL:**

Would request for Council to enter Executive Session for the discussion on pending and imminent litigation.

Market would like to add personnel discussion to the executive session.

Boyles stated the agenda would have to be changed to accommodate that request.

Anderson suggested amending the agenda.

Market moved to amend the agenda to include the option of an Executive Session for the discussion of pending and imminent litigation and to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.  
Berry Second.

Roll: Koehler; yes, Boyles; yes, Berry; yes, Market; yes, McCann; yes. Motion Carries.

\*Mr. Faris exited the meeting.

Boyles moved for Council to enter Executive Session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.  
Berry Second.

Roll: Boyles; yes, Market; yes, McCann; yes, Berry; yes, Koehler; yes. Motion Carries.

Council entered Executive Session at 10:50 AM.

Koehler moved for Council to exit Executive Session. Market Second.

Roll: Market; yes, Berry; yes, Koehler; yes, Boyles; yes, McCann; yes. Motion Carries.

Council exited Executive Session at 11:04 AM.

Market moved for Council to re-enter Executive Session for the discussion of pending and imminent litigation. Seconded by Koehler.

Roll: Boyles; yes, Berry; yes, Market; yes, Koehler; yes, McCann; yes. Motion Carries.

Council re-entered Executive Session at 11:05 AM.

Market moved to exit Executive Session. Berry Second.

Roll: Berry; yes, Koehler; yes, McCann; yes, Market; yes, Boyles; yes. Motion Carries.

Council exited Executive Session at 11:20 AM.

Boyles moved to authorize the filing of an appeal and to stay in the Taxiputinbay litigation. Market seconded.

Roll: McCann; yes, Berry; yes, Koehler; abstain, Market; yes, Boyles; yes. Motion Carries.

McCann moved to adjourn the Regular Meeting of Council. Boyles seconded.

Roll: Voice vote; all yes. Motion Carries.

REGULAR MEETING MINUTES- Amended  
Village of Put-in-Bay Council  
Tuesday, July 21<sup>st</sup>, 2020  
9:00 AM

Mayor Dress called the meeting to order at 9:07 AM.

Mayor Dress addressed the public that was in attendance and stated council will skip past the Ordinance's until other public attendees can make the meeting.

Roll: Boyles; ~~absent~~ present, Berry; present, Faris; present, Market; present, McCann; present, Koehler; present.

Susan Anderson present by Zoom.

**ORD: 1244-20**                      **Revisions to Section 4.08 "Time Records" Moratorium Set**  
**ORD: 1257-20**                      **Amending the Village Auxiliary Ord. Second Reading**

Market moved for the second reading of Ordinance 1257-20. Faris second

Roll: Boyles; yes, Berry; yes, Faris; yes, McCann; yes, Market; yes, Koehler; yes. Motion carries.

**ORD: 1259- 20**                      **Amending Section 1222.02**                      **Intro/Emergency**

*An Ordinance to amend section 1222.02 titles "Planning Commission Approval" of Chapter 1222.02 titled "Site Plans" of the planning and zoning code of the Village of Put-in-Bay regarding the requirement and approval of site plans and declaring an emergency."*

Anderson directs council to set this Ordinance for a Public Hearing within 30 days notice.

Public Hearing date set for August 25<sup>th</sup>, 2020 at 9:00 AM.

**RES 1-20**                      **CARES ACT**                      **Intro/Emergency**

Market introduced Resolution 1-20 as an emergency.

Faris moved to treat Resolution 1-20 as an emergency.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Koehler; yes, Faris; yes. Motion Carries.

Market moved to waive the three-reading rule for Resolution 1-20. Second by Berry.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Koehler; yes, Faris; yes. Motion Carries.

Berry moved for Resolution 1-20 to go in to effect immediately. Market second.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Koehler; yes, Faris; yes. Motion Carries.

**ORD: 1261-20**                      **Face Masks**                      **Intro/Emergency**

\*Lengthy discussion took place, including public participation.

Ray Fogg: 1782 Airline Drive

Stated issues with proposed ordinance and short term/long term effect of mask ordinance if passed.



Will provide bad press for the island categorizing it as “unsafe” when it indeed is not. Being named as an “unsafe” are to visit, it will directly impact tourism and therefor put an immense strain on business and incoming revenue.

Sara Booker: 765 Bayview Ave

Addressed many concerns with masks being mandates. Stated her concern with the Police Department being overburdened with the enforcement of the Ordinance.

Eric Booker: 157 Booker Lane

Recommends the Village to wait until the State mandates the mask wearing. Does not want the Viullage to be the first to do this when the State will mandate sooner than later.

Christi Ontko:

Would like to know the details of the Ordinance that was drafted for mandating masks in the Village.

Matthew Ray: 1699 Airline Drive

Agreed with other speakers; stated opinion on masks and its adverse effect it would have on the island tourism business.

Marvin Booker: 641 Bayview Ave

Supports “no mask”. Business will drop. Strongly believes that it will hurt the island. Visitors wear masks on the boat and then remove when they get off. No one is wearing masks. Will detour people from visiting if they have to wear masks.

\*Business owners stated the businesses that make their employees wear masks.

Mike Goebel: 451 Catawba Ave

Strongly disagrees with passing a mask ordinance. Encourages the Village to wait until the Governor makes the order mandatory.

Marty Faris: 601 Catawba Ave

Stated the statistics of the current mask ordinance in other places. Health and wellness of island visitors and residents needs to be forth and foremost.

Kendra Koehler: 414 West Bayview Ave

Encourage Village to look at what Mackinaw Island is doing to mandate masks.

Jeff Koehler:

Questioned details of the Ordinance.

Tip Boyles:

Agrees with amending the draft ordinance to include an end date and agrees to exclude vehicles, bikes and golf carts. Anderson states that Council can amend however they want.

Faris moved to approve the ordinance as amended to exempt vehicles traveling on Village streets including golf carts and bicycles.

Koehler states concerns with taxis and busses dropping people off not wearing masks.

Koehler moves that non-commercial vehicles are not exempt from the existing draft ordinance.

Berry asks the police department how safe they feel dealing with the public daily.

Anderson stated the language for the motion could be as follows: Exemption to vehicles including golf carts including personal vehicles and excluding commercial vehicles such as taxis, trolleys, and pedicabs.  
\*Lengthy discussion took place on who and what should and should not be exempt.

Market moved to table this Ordinance until a Special Meeting on August 4<sup>th</sup>, 2020 at 8:30 AM. Koehler second.

Market amends his motion to reflect the meeting to be scheduled for 10:00 am. Koehler second.  
Roll: Roll: Boyles; yes, Berry; yes, Market; yes, Faris; no, Koehler; yes, McCann; yes. Motion Carries.

Faris feels a moral obligation to do everything possible to *stop* the spread of Covid-19; including mask wearing.

Market strongly suggests to other businesses to do what is in order to comply with orders; or economy will strongly fail.

**ORD: 1262-20**                      **Amending “Underspeed Vehicles”**                      **Intro/Emergency**  
Boyles gave Council and Public an explanation of the proposed Ordinance; to limit the use of golf carts in the Village after dark.

Anderson stated the Ordinance will have to be worded differently to specify golf carts, not multi-use vehicles.

Public Discussion:

Joan Booker:  
Concerns with bathing beach.  
Suggests the ordinance directly deal with rental golf carts.

Koehler asks about taxing overnight rentals.

Sara Booker:  
How would the Village regulate driving after dark. Concerns with people having a late dinner and not being able to drive home at 10:00PM

Berry: Suggests meeting with the golf cart rentals and discussing this issue.

Berry moved to table this until the August 4<sup>th</sup>, 2020 Special Meeting at 10:00 AM. Market second.  
Roll: Berry; yes, Market; yes, Faris; yes, Koehler; yes, McCann; abstain, Boyles; yes. Motion Carries.

**ORD: 1263-20**                      **Purchase of Necessary Goods**                      **Intro/Emergency**  
Market introduces Ordinance 1263-20 as an emergency.

Koehler moved to treat Ordinance 1263-20 as an emergency. Berry Second.  
Roll: Boyles; no, Berry; yes, Market; yes, McCann; yes, Koehler; yes, Faris; yes. Motion Carries.

Market moved to waive the three-reading rule for Ordinance 1263-20. Berry Second.

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

Market moved for Ordinance 1263-20 go into effect immediately. Berry second.

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

**ORD: 1264-20                      Section 4.02 Revisions to Overtime Policy    Intro/Emergency**

\*Discussion took place on details of this Ordinance and compensation of off-site hours being compensated.

Market introduced ordinance 1264-20 as an emergency.

Market moved to treat Ordinance 1364-20 as an emergency. Koehler second.

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

Market moved to waive the three- reading rule for Ordinance 1264-20. Koehler second.

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

Market moved for Ordinance 1264-20 to go into effect immediately. Koehler; yes.

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

**ORD: 1265-20                      Section 4.03 Revisions to “Hours of Work”    Intro/Emergency**

\*Discussion took place on details of this Ordinance. Village Administrator explained it is just updating the policy to reflect how time is being recorded currently.

Market introduced Ordinance 1265-20 as an emergency.

\*Boyles moved to amend the ordinance to reflect that employees are required to take their lunch break onsite. No second to the motion.

Faris moved to treat Ordinance 1265-20 as an emergency. Market second.

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

Motion does not carry due to lack of votes.

Markets introduction serves as the First Reading of Ordinance 1265-20.

**ORD: 1266-20                      WSRLA Loan Agreement                                      Intro/ Emergency**

\*Market wants to see the details of the terms in the ordinance.

Anderson suggested language for motion could reflect the following;

The Village Administrator is authorized to apply for the loan and to execute all documents in furtherance of the loan application subject to approval by council of the final loan documents.

Market moved to amend the Ordinance to reflect the Village Administrator is authorized to apply for the loan and to execute all documents in furtherance of the loan application of behalf of the Village, subject to approval by council of the final loan documents, for the purpose of planning, design, or construction of the WTP facilities specifically generator. Faris Second.

Roll: Faris; yes, Market; yes, Berry; yes, Koehler; yes, McCann; yes, Boyles; yes. Motion Carries.

Market introduced ordinance 1266-20 as amended, as an emergency.

Market moved to treat Ordinance 1266-20 as an emergency. Berry second.  
Roll: Faris; yes, Koehler; yes, Market; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Market moved to waive the three-reading rule for Ordinance 1266-60. Second by Faris.  
Roll: Faris; yes, Koehler; yes, Market; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Market moved that Ordinance 1266-20 go in to effect immediately. Faris Second.  
Roll: Faris; yes, Koehler; yes, Market; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

## **ACTION OF COUNCIL NEEDED:**

### **Meeting Minutes:**

Market moved to approve minutes from the following meetings; June 9<sup>th</sup>, Regular Meeting, June 15<sup>th</sup> and June 18<sup>th</sup> and June 26<sup>th</sup> Special Meetings. Berry second.

Roll: Koehler; yes, Faris; yes, Market; yes, McCann; yes, Berry; yes. Motion Carries.

### **Financials:**

Faris moved to approve the June 2020 Financial Statements including (T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court). Market second.

Roll: Koehler; yes, Faris; yes, Market; yes, McCann; yes, Berry; yes. Motion Carries.

Berry moved to for the bills to be paid in June/July. Market second.

Roll: Koehler; yes, Faris; yes, Market; yes, McCann; yes, Berry; yes. Motion Carries.

Market moved to pay the Walter-Haverfield invoices for April and May totaling \$20,629.35.  
Berry Second.

Roll: Berry; yes, Faris; yes, Koehler; yes, McCann; yes, Market; yes. Motion Carries.

Berry moved to approve Intrensic Invoice – Police Dept. body cameras \$11,010.75. Market second.

Roll: Berry; yes, Faris; yes, Koehler; yes, McCann; yes, Market; yes. Motion Carries.

~~\*Mr. Boyles joined meeting at 9:10 AM via Zoom.~~

Berry moved to approve the Franklin Sanitation invoice in the amount of \$4,015.50. Market second.

Roll: Berry; yes, Market; yes, McCann; yes, Faris; yes, Koehler; yes, Boyles; yes. Motion Carries.

Market moved to approve the Scada invoice in the amount of \$5,299.81. Berry second.

Roll: Berry; yes, Market; yes, McCann; yes, Faris; yes, Koehler; yes, Boyles; yes. Motion Carries.

Berry moved to approve the Ottawa County Sheriff's Dept Invoices totaling \$27,876.10 for services rendered between June 6<sup>th</sup>, 2020 – June 29<sup>th</sup>, 2020. Market second.

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

\*discussion took place on mutual aid and further investigation on the invoice. Boyles asked Anderson if they are obligated to bill the Village. Anderson stated that further discussions could be had with the agencies on billing the Village; Erie, Ottawa, and Sandusky Counties billed the Village.

Berry withdrew her motion; Market withdrew his second.

Market moved to table this invoice until the August meeting, in order for further discussions to be had. Faris second.

Roll: Market; yes, Faris; yes, Koehler; yes, Berry; yes, McCann; yes, Boyles; yes. Motion Carries.

\*Mayor Dress realigns the meeting to address the Ordinances to be approved.  
(See above)

Faris moved to approve Chief Kimble Training July 20<sup>th</sup> – July 21<sup>st</sup> 2020 in Dayton, Ohio. Market second.

Roll: Berry; yes, Market; yes, McCann; yes, Faris; yes, Koehler; yes, Boyles, yes. Motion Carries.

Faris moved to approve Fiscal Officer Blumensaadt payment plan of 2 installments for 2018 audit repayment \$173.50 each. Second by Berry.

Roll: Koehler; yes, Faris; yes, Market; yes, McCann; yes, Boyles; yes, Berry; yes. Motion Carries.

Faris moved to table until Milo Breitingner letter request for partial sewer credit; (See Exhibit A and B) until the August Regular Meeting. Boyles second.

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

Berry moved to approve Zach Bittner pay increase from \$10/ hr to \$11/hr. Koehler second.

Roll: Koehler; yes, Faris; yes, Market; yes, Boyles; yes, Berry; yes, McCann; yes. Motion Carries.

Mayor Dress recommends that Detective Randy Sehl be promoted to Detective Sergeant. Yuri Linetski provides council with a brief overview of Sehl's experience.

Market moved to approve the rank increase of Rady Sehl to Detective Sergeant based on the Mayors Recommendation. McCann second.

Roll: Koehler; yes, Faris; yes, Market; yes, Boyles; yes, Berry; yes, McCann; yes. Motion Carries.

Mayor Dress states Chief Kimble's recommendation of patrolman Eric Seitz to the rank of Sergeant, and status of full-time year-round officer. Mayor recommendation is salary of \$52,000.00/year.

Market moved to approve the hire of Eric Seitz as a year round full time status Sergeant for the Village Police Department, and salary of \$52,000.00/year based on the Mayor's recommendation. Second by McCann.

Roll: Koehler; yes, McCann; yes, Faris; yes, Boyles; yes, Berry; yes, Market; yes. Motion Carries.

### **PUBLIC PARTICIPATION:**

Berry asked if the streets are being swept on the weekends.

Sara Booker: The curbs going down Delaware Ave need to be repaired and painted.

Kelly Faris: Is there an ordinance for musicians and performers in the park? Anderson will look in to Faris' request.

Chapter 830 may coincide with this.

### **REPORTS:**

#### **Chief of Police:**

June Report- Stated new hires and future interviews.

34 officers are on the roster as of July.

#### **Administrator:**

June report-

ILYA is cancelled for 2020

Still reaching out to fence companies for security fence by the docks.

Water usage is down 18% in comparison to 2019 July numbers.

Townhall flag has been changed.

\*Market exit meeting at 11:05 AM

#### **Fiscal Officer:**

June Report

Budget Reports

### **COUNCIL REPORTS:**

Kelly Faris: 1. House Bill #674 – 4:00 AM liquor permits – Legal will look in to if the Village can legally enforcement. State mandates, Village may not be able to.

Just Berry: Asked for a Census update- request a possible special census/ request more forms. Anderson will investigate the subject.



Special Meeting of Council  
Tuesday, July 7<sup>th</sup>, 2020  
8:30 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Tuesday, July 7<sup>th</sup>, 2020 at 8:30 AM

Mayor Dress called the meeting to order at 9:15 AM. Mayor explained that Audit meeting ran over, and her plan is to open the special meeting and recess; continue on to the workshop session, then come back for the special meeting.

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

Susan Anderson present.

Mayor asks for motion to recess special meeting.

Koehler moves to recess the Special Meeting scheduled for the discussion of pending and imminent litigation. Market seconds.

Roll: Boyles; yes, Faris; yes, McCann; yes, Market; yes, Koehler; yes, Berry; yes. Motion carries.

-----Special Meeting has been recessed-----

Mayor calls the Workshop Session to order.

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

Susan Anderson in attendance.

**ORD: 1244-20                      Revisions to Section 4.08 “Time Records”                      Moratorium Set**

Village Administrator will have recommendations for the Regular Meeting on July 14<sup>th</sup>, 2020

**ORD: 1257-20                      Amending the Village Auxiliary Ord.                      Second Reading**

Council will hold the second reading for this Ordinance at the Regular Meeting.

**ORD: 1259- 20                      Amending Section 1222.02                      Intro/Emergency**

Council will Introduce this Ordinance at the Regular Meeting.



**ACTION OF COUNCIL NEEDED:**

Approve: Meeting Minutes:

June 9<sup>th</sup>, Regular Meeting

June 15<sup>th</sup> and June 18<sup>th</sup> Special Meetings

Approve: June 2020 Financial Statements including:

(T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court)

Approve: Bills to be paid in June

Approve: Walter-Haverfield Invoices for April and May

**PUBLIC PARTICIPATION:**

Brad Olemacher - 827 Westshore Blvd.

Asked Council their intent to mandate a mandator mask Ordinance for the Village.

Boyles reached out to community and other council members for their input. 50/50 split.

\*Lengthy discussion took place on all the pros and cons of mask wearing and hot it could either positively or negatively affect island business.

Susan Anderson researched the Village Ordinance's and the Village can indeed implement an Ordinance to provide for public health.

Ray Fogg – 1782 Airline Drive

Stated a discussion on the goal for mask wearing and reservations being cancelled due to mandatory mask wearing.

Council discussion: "How do we cause less Covid-19 cases in the Village? The focus needs to be on the enforcement of overcrowding within the businesses"

**REPORTS:**

**CHIEF OF POLICE:**

Stated statistics of police calls for the past few weekends. Discussed the plan for the next few weekends, including Christmas in July.

**ADMINISTRATOR:**

June report- See attached notes.

**FISCAL OFFICER:**

Provided June Report.

Asked Council if the budget will need to be revisited soon.

**LEGAL COUNSEL: N/A**

**COMMITTEE REPORTS:**

**MAYOR REPORT:**

Mayor Dress discussed conversations she had with Ottawa County and Erie County Health Directors, and establishing a testing center for COVID-19 on the island; Possible Thursday. The priority is the Island Employees, 500-1000 people with 1-2 days of testing. Community testing may come thereafter.

Sara Booker stated that Macgruder Hospital has a fast track testing unit, and also Firelands has a drive up testing site.

Mayor Dress stated that she had a phone call with Governor Dewine after the press conference when he mentioned Put-in-Bay as a high risk tourist area; and discussed the possibility of mandating masks for the island.

Possible grant monies may be available for the Law Enforcement to fund the department.

Judy Berry discussed the possibility of raising the resort tax by .5%

\*Lengthy discussion took place on resort, hotel/motel, and head and bed taxes.

**COUNCIL REPORTS:**

Boyles asked the Village Administrator for dock numbers for the past 3 July 4<sup>th</sup>'s.

Boyles moved to adjourn the Workshop session. Berry Second.

Roll: Voice Votes; all yes. Motion Carries.

Session adjourned at 10:12 AM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_

-----Special Meeting came back from recess at 10:14 AM-----

Mayor Dress call the Special Meeting back to order.

Market moved for Council to re-enter the special meeting with the purpose of entering in to executive session to discuss Pending and Imminent Litigation with potential Council action to be taken related to such litigation. Second by Koehler.

Roll: Boyles; yes, Berry; yes, Faris; yes, Koehler; yes, market; yes, McCann; yes. Motion carries.

Berry moved for Council to enter executive session to discuss Pending and Imminent Litigation with potential Council action to be taken related to such litigation. Second by Market.

Roll: Berry; yes, Market; yes, Faris; yes, Koehler; yes, McCann; yes, Boyles; yes. Motion Carries.

Council entered executive session at 10:16 AM.

Market moved for Council to exit executive session. Koehler second.

Roll: Faris; yes, Koehler; yes, Boyles; yes, Berry; yes, Market; yes, McCann; yes. Motion Carries.

Council exited executive session at 10:50 AM.

Market moved to adjourn the Special Meeting. Berry second.

Roll: Voice vote; all yes. Motion Carries.

Special meeting adjourned at 10:51 AM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_

Special Meeting of Council  
Friday, June 26<sup>th</sup>, 2020  
12:15 PM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Friday, June 26<sup>th</sup>, 2020 at 12:15 PM.

Mayor Dress called the meeting to order at 12:20 PM

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

Susan Anderson present.

Mayor stated the purpose of the meeting; The Purpose of this Special Meeting is to discuss personnel matters including the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee(s), for possible council action regarding the appointment and/or promotion of a public employee, for possible council action regarding the establishment of an auxiliary police unit, and for possible council action on the hiring of an outside investigative firm

Mayor requested council motion to enter executive session for the discussion personnel matters including the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee(s), and for possible council action regarding the appointment and/or promotion of a public employee.

Boyles moved to enter executive session. Berry second.

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

Council enters executive session at 12:21 PM.

\*Market joined executive session at 12:30 PM.

Boyles moved for council to exit executive session. McCann second.

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

Council exits executive session at 12:42 PM.

Mayor Dress request's Council address Ordinance 1258-20; An Ordinance Authorizing The Mayor To Temporarily Appoint An Interim Police Chief And Declaring An Emergency.

Boyles introduced Ordinance 1258-20.

Boyles moved to treat Ordinance 1258-20 as an emergency. Koehler second.

Roll: Koehler; yes, Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes. Motion carries.

Boyles moved to waive the three-reading rule for Ordinance 1258-20. Koehler second.

Roll: Boyles; yes, Berry; yes, Koehler; yes, Faris; yes, McCann; yes, Market; yes. Motion carries.

Boyles moved for Ordinance 1258-20 to be effective immediately. Berry second.

Roll: Boyles; yes, Koehler; yes, McCann; yes, Market; yes, Faris; yes, Berry; yes. Motion carries.

Ordinance 1258-20 is in effect.

Boyles moved to rescind Yuri Linetsky's temporary appointment of Acting Police Chief for the Put-in-Bay Police Department effective 5:00 Pm June 26<sup>th</sup>, 2020. Market second.

Roll: Market; yes, Boyles; yes, Berry; yes, McCann; yes, Koehler; yes, faris; yes. Motion Carries.

Mayor Dress states recommendation of the appointment of James Kimble for the interim Police Chief position to council.

Boyles moved based on the Mayor's recommendation that James Kimble be appointed to the Interim Police Chief position for the Put-in-Bay police department, effective 5:00 PM June 26<sup>th</sup>, 2020. Koehler second.

Roll: Boyles; yes, Koehler; yes, McCann; yes, Market; yes, Berry; yes, Faris; yes. Motion Carries.

Boyles moved that James Kimble receive a salary pay of \$72,000.00 per year, and also receive 120 vacation hours in December 2020 if still employed with the Village of Put-in-Bay. Berry second.

Roll: Market; yes, McCann; yes, Berry; yes, Boyles; yes, Faris; yes, Koehler; yes. Motion Carries.

Mayor Dress have council an explanation of Ordinance: 1257-20; Amending the Village Auxiliary Police Department ordinance.

Members of the unit will receive \$1.00/year, be trained properly in taser use and proper policing protocol. Advantages and disadvantages were discussed. The unit would be made up of Islanders

who want to make a difference in the community and provide a greater police presence on the island.

Boyles introduced ordinance 1257-20 for the first reading.

Fiscal Officer will communicate with the insurance carrier on the proper way to insure the new unit.

Discussion took place on Paragon Investigations and its necessity.

Boyles moved council enter executive session for the discussion of personnel matters including the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee(s), and for possible council action regarding the appointment and/or promotion of a public employee. Koehler second.

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

Council entered Executive Session at 12:44 PM.

Koehler moved to exit Executive Session. Boyles second.

Roll: Market; yes, McCann; yes, Boyles; yes, Berry; yes, Faris; yes, Koehler; yes. Motion carries.

Council exited executive session at 1:17 PM.

Boyles moved to authorize the Village Solicitor and the Mayor to enter into an agreement with Paragon Investigations. Market second.

Roll: Boyles; yes, Berry; yes, Koehler; yes, Faris; yes, McCann; yes, Market; yes. Motion Carries.

Mayor Dress stated Mr. Kimble will be living in the Township housing; no cost has been determined. The Mayor also stated 3 new officers will be joining the department.

Mr. Faris stated a few concerns and solutions on various Village nuances:

Outdoor music should stop by 11:00 PM, and bars to close at 12:00 AM. Susan Anderson stated the Village may not be able to regulate such actions as they are determined by the State. No overnight golf cart rental, and all rentals due back to vendor by 9:00 PM. Faris asked if the Village could amend the ordinance to reflect vehicle descriptions that would eliminate carts on the street after a certain time. Faris also asked Anderson to look into the possibility of the Village taxing overnight rentals. Golf carts should only be rented to drivers with valid drivers licenses. Faris also suggested a police officer at each Village dock (A&C) and outside the bathhouse in the park for a period when the bars let out. He also questioned when the State Highway Patrol can be brought over for extra enforcement.

\*lengthy discussion took place on each liquor establishment providing their own police officer at night. Susan Anderson will look in to if the Village can mandate each business to do so.

Boyles questioned the status of the new parking times around the park and if it is being enforced. The Village Administrator stated that the stickers have arrived and suggested only prohibiting parking on either Delaware or Bayview to start off. Closing all the parking on the streets bordering the park is causing too much traffic outside of that area.

Boyles moved to adjourn the special meeting. Market second.

Roll: Voice Vote; all yes. Motion Carries.

Special meeting adjourned at 1:23 PM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_



Special Meeting of Council  
Thursday, June 18<sup>th</sup>, 2020  
12:15 PM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Thursday, June 18<sup>th</sup>, 2020 at 12:15 PM

Mayor Dress called the meeting to order at 12:17 PM

Roll Call: Boyles, absent, Berry; present, Market; present via Zoom, McCann; absent, Koehler; present, Faris; present via Zoom.

Susan Anderson present.

Mayor stated the purpose of the meeting; The Purpose of this Special Meeting is to discuss personnel matters including the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee(s), and for possible council action regarding the appointment and/or promotion of a public employee and the approval of law enforcement equipment.

Mayor requested council motion to enter executive session for the discussion personnel matters including the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee(s), and for possible council action regarding the appointment and/or promotion of a public employee and the approval of law enforcement equipment.

Koehler moved for council to enter executive session. Berry second.

Roll: Berry; yes, Koehler; yes, Faris; yes, Market; yes. Motion Carries.

Council enters executive session at 12:18 PM.

\*Boyles joined executive session at 12:20 PM.

Berry moved for council to exit executive session. Koehler second.

Roll: Boyles; yes, Berry; yes, Koehler; yes, Faris; yes, Market; yes. Motion Carries.

Council exits executive session at 12:31 PM.

Boyles moved to approve the Mayor's recommendation to promote Detective Yuri Linetsky to Detective Sergeant. Koehler second.

Roll: Boyles; yes, Berry; yes, Market; yes, Koehler; yes, Faris; yes. Motion Carries.

Boyles moved to appoint Detective Sergeant Yuri Linetsky as the acting Chief of the Put-in-Bay Police Department. Koehler second.

Roll: Berry; yes, Koehler; yes, Market; yes, Faris; yes, Boyles; yes. Motion Carries.

Koehler moved for council to enter Executive Session for the discussion of personnel matters including the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee(s), and for possible council action regarding the appointment and/or promotion of a public employee and the approval of law enforcement equipment. Boyles second.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Market; yes, Faris; yes. Motion Carries.

Council entered executive session at 12:32 PM.

Berry moved for council to exit executive session. Koehler second.

Roll: Boyles; yes, Berry; yes, Koehler; yes, Faris; yes. Motion Carries.

Council exited executive session at 12:51 PM.

\*Market exited the Special Meeting.

Mayor Dress explained the Taser Proposal and the two plans it consists of. Stated the training has been completed, and the tasers will be delivered soon.

Boyles moved the approval of the Taser equipment proposal; certified plan \$7,200.00. Berry second.

Roll: Boyles; yes, Berry; yes, Koehler; yes, Faris; yes.

Faris questioned the CPO filed against Mariano. Since his weapons were taken away, does that prohibit him from being the police Chief. Anderson stated the wording of the CPO states he shall not be in possession, custody, care-of, or in control of a weapon, and since he is the Chief, commander of a police department, and officers working below him are in possession of weapons therefor he is also; arguable puts him in control of weapons.

Boyles moved to adjourn the special meeting. Koehler second.

Roll: Voice Vote; all yes. Motion Carries.

Special Meeting adjourned at 12:56 PM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_



Special Meeting of Council  
Monday, June 15<sup>th</sup>, 2020  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Monday, June 15<sup>th</sup>, 2020 at 9:00 AM.

Mayor Dress called the meeting to order at 9:02 AM.

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

Susan Anderson present via telephone conference.

Mayor stated the purpose of the meeting; to discuss personnel matters and to enter executive session.

Mayor requested council motion to enter executive session for the discussion of the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee.

Koehler moved for council to enter executive session. Boyles second.

Roll: Boyles; yes, Berry; yes, McCann; yes, Market; yes, Faris; yes, Koehler; yes. Motion Carries.

Council enters executive session at 9:05 AM.

Boyles moved for council to exit executive session. Market second.

Roll: Boyles; yes, Berry; yes, McCann; yes, Market; yes, Faris; yes, Koehler; yes. Motion Carries.

Council exits executive session at 9:50 AM.

Mayor Dress states her request of council for the authorization to seek and hire an outside agency to complete an administrative review of the events of June 6<sup>th</sup>, 2020, including the golf cart incident, staffing, officer actions, and when, how and why decisions were made to call for assistance.

Boyles moved to approve the Mayors request. Market second.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Koehler; yes, Faris; yes. Motion Carries.

Market moved to adjourn the special meeting. Koehler second.

Roll: Voice Vote; all yes. Motion Carries.

Special Meeting adjourned at 9:52 AM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_

## REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Tuesday, June 9<sup>th</sup>, 2020

9:00 AM

Mayor Dress called the meeting to order at 9:01 AM.

Roll: Boyles; present, Berry; present, McCann; present, Market; present, Koehler; present, Faris; present via Zoom.

Susan Anderson in attendance.

Mayor Dress discussed the Safe Island Task Force meeting that took place on June 8<sup>th</sup>, 2020 at 5:30 PM. Summary consists of how the Village is going to take an active response in large unruly crowds; how to prevent and ensure safety for the Island. Questions directed to the Mayor and Police Chief Riddle about the isolated incident that is now pending investigation.

### **ORD: 1244-20                      Revisions to Section 4.08 “Time Records”    Moratorium Set**

The Rules/Ordinance Committee met to discuss possible changes to the policy for 15 min break times and paid lunches for Village employees.

Koehler suggested eliminating the 2-15 min breaks and combining in to a ½ hour paid lunch.

\*discussion took place on what employees are currently doing, and current schedules.

Mayor stated the moratorium will remain in effect until Council can come to an agreement on policy changes.

Faris moved to direct the supervisors to change the policy manuals that each department is using to reflect the present procedures that are being followed and to bring back to council. Market second.

Roll: Boyles; yes, McCann; yes, Market; yes, Berry; yes, Koehler; yes, Faris; yes. Motion Carries.

### **ORD: 1254-20                      Sybil Sewer WSRLA    Intro/Emergency**

Village Administrator explained that this Ordinance is procedure for applying for the design fee of the project.

Faris introduced Ord. 1254-20 ad an emergency.

Koehler moved to treat Ord. 1254-20 as an emergency. Faris second.

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

Faris moved to waive the three-reading rule for Ord. 1254-20. Koehler second.

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

Koehler moved for Ord. 1254-20 to be effective immediately. Faris second.

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

### **ORD: 1255-20                      WWTP Sludge WPCLF    Intro/Emergency**

Village Administrator explain that this is also procedure for applying for the design fee.

Koehler introduced Ord. 1255-20 as an Emergency.

Berry moved to treat 1255-20 as an emergency. McCann second.

Roll: Boyles; yes, Berry; yes, McCann; yes, Market; yes, Faris; yes, Koehler; yes. Motion Carries.

Faris moved to waive the three-reading rule for Ord. 1255-20. Koehler second.

Roll: Boyles; yes, Berry; yes, McCann; yes, Market; yes, Faris; yes, Koehler; yes. Motion Carries.

Faris moved for Ord. 1255-20 to go into effect immediately. Berry Second.

Roll: Boyles; yes, Berry; yes, McCann; yes, Market; yes, Faris; yes, Koehler; yes. Motion Carries.

**ORD: 1256-20**

**Amending Ordinance 1157-20**

**Intro/Emergency**

\*Boyles discussed current salaries employees working under a specific job position that are labeled as an hourly position.

Mayor Dress exited the meeting for discussion of particular employee.

Village Administrator suggested this particular situation be discussed at a different time, and for council to just consider approving the bathhouse/ park attendant changes to the salary ordinance.

Faris moved to introduce Ord. 1256-20 as an emergency.

Koehler moved to treat Ord. 1256-20 as an emergency. Market second.

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

Market moved to waive the three-reading rule for Ord. 1256-20. Second by Koehler.

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

**Meeting Minutes:**

Market moved to approve the May 12<sup>th</sup>, 2020 Regular Meeting minutes and May 18<sup>th</sup>, 2020 Special Meeting minutes. Koehler second.

Roll: Faris; yes, Koehler; yes, McCann; yes, Market; yes, Boyles; yes, Berry; yes. Motion Carries.

**May 2020 Financial Statements:**

Market moved to approve May 2020 financial statements including (T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court) Berry second.

Roll: Faris; yes, Koehler; yes, McCann; yes, Market; yes, Boyles; yes, Berry; yes. Motion Carries.

**FINANCIALS:**

**Bills to be paid in June:**

\*McCann questioned Yardworks invoice. Village Administrator explained where and when the Village utilized Yardworks.

\* Boyles questioned Mill Hollow invoice and Griffing Air invoice. Village Administrator answered accordingly.

Boyles moved to pay the bills for June 2020. Second by Market.

Roll: Faris; yes, Koehler; yes, McCann; yes, Market; yes, Boyles; yes, Berry; yes. Motion Carries.

Market moved to approve the OWDA Debt Service Payment in the amount of \$143,641.29. Second by Koehler.

Roll: Faris; yes, Koehler; yes, McCann; yes, Market; yes, Boyles; yes, Berry; yes. Motion Carries.

**Utilities Invoices:**

Market moved to approve the Covalen Invoice: \$5,645.00. Second by Koehler.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, Boyles; yes, McCann; yes. Motion Carries.

Market moved to approve the Radar Environmental Services Invoice: \$4,500.00. Second by Berry.

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

Market moved to approve the Core and Main Invoice: \$3,984.52. Berry Second.

Roll: Koehler; yes, Market; yes, Berry; yes, Faris; yes, Boyles; yes, McCann; yes. Motion Carries.

Boyles moved to approve the Poggemeyer Invoice: \$3,026.40. Koehler second.

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

Market moved to approve the PIB Investments Invoice: \$7,620.16. Boyles second.

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

Market moved to approve the Hach Purchase Order in the amount of \$10,420.00 retroactive to May 2020, for quarterly installments. Koehler second.

Roll: Berry; yes, Faris; yes, McCann; yes, Koehler; yes, Berry; yes, Market; yes. Motion Carries.

Boyles moved to approve the pay increase for Michelle Sedilko- increase to \$15.50. Market second.

Roll: Boyles; yes, Faris; yes, Koehler; yes, McCann; yes, Berry; yes, Market; yes. Motion Carries.

Market moved to approve the 3<sup>rd</sup> installment of \$9,044.00 for make-up payment to insurance carrier. Second by Koehler.

Roll: Boyles; yes, Faris; yes, Koehler; yes, McCann; yes, Berry; yes, Market; yes. Motion Carries.



Boyles moved to approve the annual water and sewer rate increase by 3.5%. Boyles second.  
\*Market inquired on the amount of the rate and how it was established. Auger explained it was established in 2009 ordinance that was passed. Berry stated she thought it was based on a recommendation. Water and Sewer Committee will meet in the fall to revisit.  
Roll: Boyles; yes, Faris; yes, Koehler; yes, McCann; yes, Berry; yes, Market; yes. Motion Carries.

## **PUBLIC PARTICIPATION: None**

### **REPORTS:**

#### **Chief of Police:**

May Report.

Market asked if the Safe Island Task Force Committee Meetings were open to the public. Mayor responded that they are not; they were designed for a “safe-space” to express concerns. Market suggested that ‘Town Hall’ meetings would be helpful if problems persist; would give residents an outlet to relay concerns and suggestions.

#### **Administrator:**

May report.

Asked council for feedback on a bench donation in the park.

\*lengthy discussion took place on whether this was something council wanted to allow; and how will it go in the future if people continue to want to donate benches and memorials.

Mayor Dress recommended to allow the bench donation based on the Village Administrator’s approval of the bench design. Village Administrator was directed to suggest other locations other than the park to the resident interested in dedicating the bench and plaque.

Playgrounds will reopen June 10<sup>th</sup>, 2020.

Town Hall will be closed until July 4<sup>th</sup>, 2020.

Village administrator explained to council that the intern living in the Utility Townhomes is using Mr. Mewhorter’s internet. The cost of installing internet for 3 months is very high, and an easy solution would be to allot Mr. Mewhorter a stipend for reimbursement for his allowance of internet to be used by another tenant.

\*Lengthy discussion took place.

Koehler moved to approve Mr. Mewhorter to receive a stipend for the total amount of \$75.00. \$25.00/month (\$12.50 per pay period). Market second.

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

**Fiscal Officer:**

May Report.

Water Treatment Plant Superintendent is interested in selling a monitor and a washing machine. Legal Counsel stated it would have to be listed for a fair and reasonable price. Legal will provide appropriate language for the next meeting.

Fiscal Officer inquired about the Put-in-Bay Investments Invoice in the amount of \$5,299.00. Legal was researching this invoice and its relationship to a previous invoice that may increase the total amount of the bill to be over the legal bid amount. Legal stated that this was an “extra unforeseen cost invoice” and council has the ability to approve.

Boyles moved to approve the PIB Investment invoice in the amount of \$5,299.00 for extra unforeseen costs on the Lakeview Ave project. Market second.

Roll: Boyle; yes, Market; yes, McCann; recused his vote, Berry; yes, Faris; yes, Koehler; abstain. Motion Carries.

**LEGAL COUNSEL:**

1. IV Joint Appeal. Anderson was able to resolve with I.V. Joint Legal. Their decision was to withdraw the appeal without prejudice.

Faris moved to approve the dismissal of the approval without prejudice for future applications sought out by the LLC and authorizing Village legal counsel to take action to implement the motion. Second by Berry.

Roll: Boyles; yes, Market; yes, McCann; yes, Koehler; yes, Faris; yes, Berry; yes. Motion Carries.

Legal Counsel requests council for an executive Session for the discussion of pending and imminent litigation.

Boyles moved for council to enter executive session for the discussion of pending and imminent litigation. Koehler second.

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

Council entered Executive Session at 10:21 AM.

Berry moved to exit executive session. Seconded by market.

Roll: Berry; yes, Boyles; yes, Koehler; yes, Faris; yes, Market; yes, McCann; yes. Motion Carries.

Council exits Executive Session at 10:42 AM.

Boyles moved to extend the taxi inspection deadline to July 1<sup>st</sup>, 2020 under the condition that Coop’s Cab’s submit a letter stating the replacement of two current vehicles due to violation of ordinance. Market second.

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

### **MAYORS' REPORT:**

Mayor Dress provided a recap of the weekend events and a summary of the Safe Island Task Force. The S.I.T.F Committee had a few suggestions that would like to be brought to council attention and possible action to be taken.

Mayor Dress will draft a letter to the Village businesses asking to potentially ban the to-go drink order that is in place. Legal will take a closer look in to this issue to see if there is an expiration date on the original Governor's order.

Overnight Golf Cart Rental:

\*Lengthy discussion took place on what businesses rent overnight, and what the normal return time is for daily rentals.

Boyles suggested cutting off the on-street parking from 9:00 pm to 8:00 pm. That would eliminate the clutter around the park tremendously.

A temporary curfew on golf carts was also discussed. Legal will further research.

Market also agrees that changing the street parking time would eliminate clutter on Delaware and open the street for emergency vehicles that need to respond in a timely manner.

Boyles moved to change the on-street parking to end at 8:00 PM, all around the park, effective from Memorial Day to Labor Day. Market second.

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

Boyles asked Mayor Dress to draft a letter explaining councils' action on parking.

Mayor Dress stated she was planning on reaching out to Sandusky officials to facilitate an open line of communication with protesters; and the ability to provide them with a safe open forum.

Legal Counsel suggested allowing protesters to utilize the sidewalks and parks if they ask for permission, and not to grant prior authorization to use the streets.

### **COUNCIL REPORTS:**

Boyles attended the Put-in-Bay Strategic Marketing meeting regarding re-branding. He presented a promotional roll-out flyer with possible ideas and slogans.

Boyles also stated that he was approached by a driver for Coop's Cab's and was asked his opinion on the taxi situation.

Boyles asked the Village Administrator about a letter that was received stating dates and times of pool fillings. Auger explained that all pool owners received this letter from the WTP. Boyles also asked how much water was available to the island residents when the pools are being filled.

Boyles moved to adjourn the Regular Meeting. Market Second.  
Roll: Voice Vote; all yes. Motion Carries.

Meeting adjourned at 11:15 AM.

***Council may enter into Executive Session to discuss Pending and Imminent Litigation.  
ORC 121.21***

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Mayor

Date

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Attest

Date

Special Meeting of Council  
Monday, May 18<sup>th</sup>, 2020  
10:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Monday, May 18<sup>th</sup>, 2020 at 10:00 AM.

Mayor Dress called the meeting to order at 10:01 AM. Mayor was in attendance via Zoom.

Roll Call: Boyles; present, Berry; present; Market; present, McCann; present, Koehler; absent, Faris; present via Zoom.

The purpose of this Special Meeting is for council to take action on the appropriation of funds for “Phase I” of the water tower repair, which will be partial resolution to the EPA violation accrued.

Village Administrator presented a quote from Put-in-Bay Investments in the amount of \$5,829.00 for the immediate repair of the base of the water tower. This will be a permanent fix, and remedy to the violation.

Boyles moved to approve the funds needed for the immediate repair of the water tower base. Faris second.

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

Motion Carries.

With no further business, Mayor Dress requested a motion to adjourn.

Market moved to adjourn the special meeting. Boyles second.

Roll: Voice Votes; all yes.

Meeting adjourned at 10:04 AM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_

REGULAR MEETING Minutes  
Village of Put-in-Bay Council  
Tuesday, May 12<sup>th</sup>, 2020  
9:00 AM

Council gathered at the Village of Put-in-Bay Town Hall, on May 12th, 2020 at 9:00 AM for a Regular Meeting of Council.

Mayor Dress called the meeting to order at 9:18 AM

Roll: Boyles; present, Berry; present, market; present, McCann; present, Koehler; present via Zoom, Faris; absent.

Susan Anderson attended the meeting via Zoom conference.

**ORD: 1244-20: Revisions to Section 4.08 “Time Records”.**

Mayor has not made recommendations on this Ordinance; it is to remain tabled.

**ORD: 1245-20: Dockage Rates**

**Third Reading**

Boyles moved the third and final reading of Ordinance 1245-20. Market second.

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

Ordinance 1245-20 is in effect.

**ORD: 1246-20: Amending Revised Housing Agreements Third Reading**

Market moved the third and final reading of Ordinance 1246-20; Amending Revised Housing Agreement Section 10 “Pets”. McCann seconded.

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

Ordinance 1246-20 is in effect.

Faris joined the meeting via telephone at 9:38 AM.

**ORD: 1249-20: Sludge Storage Improvements**

**Emergency**

\*Lengthy discussion on the importance of the improvement project took place. Council debated if the project is a necessity at this current time due to the Village financial status and possible future financial status.

Mayor Dress asked for a motion to treat this Ordinance as an emergency. No action was taken.

Market moved to table this Ordinance. Boyles second.

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

Boyles moved to waive the three-reading rule for Ordinance 1250-20. Koehler seconded.  
Roll: Boyles; yes, Berry; abstain, Faris; yes, Market, yes, McCann; yes, Koehler; yes.

**ORD: 1253-20:                      Taxi Deadline Extension                      Emergency**  
“An Ordinance extending for a second time certain deadlines contained in Chapter 866 of the Codified Ordinances of the Village and Declaring an Emergency.”

Market introduced Ordinance 1253-20 as an emergency.

Berry moved to treat Ordinance 1253-20 as an emergency. Market second.

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

Market moved to waive the three-reading rule. McCann second.

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

Market moved for Ordinance 1253-20 to go into effect immediately. Berry second.

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

Ordinance 1253-20 is in effect.

**ACTION OF COUNCIL NEEDED:**

**Meeting Minutes:**

Boyles requested the following be added to the April 14<sup>th</sup>, 2020 minutes; “The Village Administrator approved the additional work needed on the Victory/Lakeview waterline completion.”

Market moved to approve the minutes from the April 14<sup>th</sup>, 2020 Regular Meeting, with the addition of “The Village Administrator approved the additional work needed on the Victory/Lakeview waterline completion.” Berry second.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann. Recused his vote, Koehler; yes, Faris; yes. Motion Carries.

**Financials:**

Market moved to approve the May 2020 Financial Statements including: T&N/Bills/PO’s over 3K/Supplemental Appropriations/Mayor’s Court). Boyles; second.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Faris; yes, Koehler; yes. Motion carries.

Berry moved to approve the bills to be paid in May. Market second.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Faris; yes, Koehler; yes.  
Motion carries.

Market moved to approve the Reallocation from Principal to Interest fund in the amount of \$68,812.50 for dock debt service payment. Boyles; second.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Faris; yes, Koehler; yes.  
Motion carries.

**Records Retention:**

Market moved to approve Records Retention to be moved to March 2021. Boyles second.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Faris; yes, Koehler; yes.  
Motion carries.

\*discussion took place on the price of the shredding services, and the legality behind a third-party being contracted to preform this service. Fiscal Officer stated she will look in to the proper protocol to preform the destruction of records.

**Financials:**

Market moved to approve the Core & Main Invoice in the amount of \$3,969.95. Berry second.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Faris; yes, Koehler; yes.  
Motion carries.

Market moved to approve the automatic transaction of \$16.04 for Zoom per month. Berry second.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Faris; yes, Koehler; yes.  
Motion carries.

**Legion Donation:**

Market moved to approve \$350.00 donation to the Legion for Grave decorating/Memorial Day. Berry seconded.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Faris; yes, Koehler; yes.  
Motion carries.

**Police Department Probationary Period:**

Mayor Dress made the recommendation for the completion of a 6-month probationary period implemented for salary and rank increase, for the 4 full time officers, Captain Mariano, Lieutenant Russo, Sergeant Wilde, and Corporal Rutledge.

Boyles moved to approve the completion of the 6-month probationary period for the 4 full time officers based on the Mayors Recommendation. Market second.



Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Faris; yes, Koehler; yes.  
Motion carries.

**IV Joint Business License:**

Susan Anderson presented council with a response letter from the IV Joint pertaining to the violation of the applicable zoning requirements the Village has set forth.

Lengthy discussion took place on the fixed location of the business and the zoning requirements that are in place.

Boyles moved to deny the business license application of IVJoint LLC and finding that the proposed business location is not in compliance with the Village zoning code, section 1288.07(c)(3), that no variance has been sought or granted by the applicant, and that such non-compliance is of a significant nature and adverse to the intent and purpose of the Village's business regulations, and directing the Village solicitor to prepare findings of fact and conclusions of law consistent with this motion. Seconded by Berry.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Koehler; yes, Faris; yes. Motion Carries.

Anderson will with in correspondence with Karen Goaziou and draft letter to the business.

**Invoices:**

Market moved to approve the Walter-Haverfield Invoices in the amount of \$10,624.11.  
Boyles second.

Roll: Berry; yes, McCann; yes, Koehler; yes, Boyles; yes, McCann; yes, Faris; yes.  
Motion Carries

**Credit Cards:**

Mayor Dress made the recommendation to Council for a temporary freeze on the usage of the Village Credit cards to limit spending. She then directed Department heads to request a purchase order from the Fiscal Officer for any purchases that will need to be made.

Based on the Mayor's recommendation, Boyles moved to approve the temporary freeze of Credit Card use. Market second.

Roll: Berry; yes, McCann; yes, Koehler; yes, Boyles; yes, McCann; yes, Faris; yes.  
Motion Carries.

**Gravity Sewer Extension:**

Dave Zilch requested a gravity sewer extension that would cross the properties of 231 and 241 Chapman Road.

A discussion took place between Council, Zilch, and the Village Administrator on the location and length of the extension. Zilch stated the extension is contingent based upon the Village approval along side with the approval from the County and the Township.

Market moved to approve the extension of the gravity sewer contingent on the approval of the County and the Township. McCann second.

Roll: Berry; yes, McCann; yes, Koehler; recused his vote, Boyles; yes, McCann; yes, Faris; yes. Motion Carries.

Boyles moved to approve Poggemeyer to continue to be the engineer for this sewer extension. McCann second.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; yes, Koehler; recused his vote, Faris; yes.

**Docks:**

Market moved to approve a \$500 starter bank for Village Docks, signed out to Anne Auger. Boyles second.

Roll: Berry; yes, Market; yes, Koehler; yes, Boyles; yes, McCann; yes, Faris; yes. Motion Carries.

**PUBLIC PARTICIPATION: None**

**REPORTS:**

**Chief of Police:**

April report provided to Council.

**Administrator:**

April report provided to Council.

Administrator explained to Council the recent water usage by the Fire Department. Market stated that the request made by the Put-in-Bay Fire Chief for the water usage that took place should be included in the minutes.

Village Administrator discussed the Water Tower improvement project and the future for the repairs.

Discussed staffing for the summer; how many interns to employ, and whether or not they will be full or part time.

Koehler expressed concerns with the docks and how slippery they get due to the high water. Suggests power washing or adding grip-strips. Auger stated the docks do indeed get power washed often due to goose waste.

Market requested the amount of materials that the water and sewer departments use on a monthly basis. Would like to know the amounts of chemicals used and needed.

Mayor suggested the finance committee meet before the council meetings to sign and review bills.

**Fiscal Officer:**

April Report was distributed via email to council and Mayor.

Fiscal Officer presented the Mayor with a list of options for Budget decrease and revenue increase. That list was then forwarded to Council via Email. A discussion took place on the current financial state of the Village. Fiscal Officer strongly recommended that the Finance Committee meet as soon as possible to discuss the Village finances.

The committee meeting was scheduled for Monday, May 18<sup>th</sup> 2020 at 9:00 AM.

**LEGAL COUNSEL:**

Anderson discussed the possibility of the Village enacting an Ordinance that would allow the Police Department to enforce the violation of the States orders for the Covid-19 pandemic. Council directed Anderson to draft an Ordinance for approval at the June 2020 Regular Meeting.

Advised Council that Coop’s Cabs is now being represented by Andy Mayle.

Mayor Dress opened the floor for any other Council reports: none.

Boyles motion to adjourn. Seconded by Faris.

Roll: Voice Vote: all yes. Motion Carries.

Meeting adjourned at 11:41 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

\_\_\_\_\_  
Date

REGULAR MEETING Minutes  
Village of Put-in-Bay Council  
Tuesday, April 14<sup>th</sup>, 2020  
9:00 AM

Council gathered at the Village of Put-in-Bay Town Hall, on April 14<sup>th</sup>, 2020 at 9:00 AM for a Regular Meeting of Council.

Mayor Dress called the meeting to order at 9:15 AM.

Roll: Boyles; present, Berry; present, McCann; present, Faris; present by telephone, Market; present, Koehler; present.

Susan Anderson attended the meeting via Skype.

**ORD: 1244-20: Revisions to Section 4.08 “Time Records”.**  
Moratorium Set at last meeting. Tabled until the Regular Meeting in May.

**ORD: 1245-20: Dockage Rates** **Second Reading**

Boyles moved to hold the second reading of Ordinance 1245-20. Berry seconded.  
Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes.

**ORD: 1246-20: Amending Revised Housing Agreements** **Second Reading**

Boyles moved to hold the second reading of Ordinance 1246-20; Amending Revised Housing Agreement Section 10 “Pets”. McCann seconded.

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

**ORD: 1248-20: Electronic Meetings** **Intro/Emergency**

Market introduced Ordinance 1248-20 as an Emergency.

Boyles moved to waive the three-reading rule for Ordinance 1248-20. Market Seconded.  
Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Koehler; yes, Market; yes.

Boyles moved to treat Ordinance 1248-20 as an Emergency. Market seconded.  
Roll: Boyles; yes, Berry; yes, McCann; yes, Market; yes, Faris; yes, Koehler; yes.

Boyles moved for Ordinance 1248-20 to go into effect immediately. Berry seconded.  
Roll: Boyles; yes, Berry; yes, McCann; yes, Market; yes, Faris; yes, Koehler; yes.

**ORD: 1249-20: Sludge Storage Improvements** **Intro/Emergency**

Faris introduced ordinance 1249-20 as an Emergency.

Koehler moved to waive the three-reading rule for Ordinance 1249-20. Faris seconded.  
Roll: Boyles; yes, Berry; yes, Faris; yes, Market; no, McCann; no, Koehler; yes.

\*Lengthy discussion took place

Ordinance 1249-20 has been introduced.

**ORD: 1250-20: Sybil Blvd. WTP Facility**

**Intro/Emergency**

Boyles introduced Ordinance 1250-20 as an Emergency

Boyles moved to waive the three-reading rule for Ordinance 1250-20. Koehler seconded.  
Roll: Boyles; yes, Berry; abstain, Faris; yes, Market, yes, McCann; yes, Koehler; yes.

Boyles moved to treat Ordinance 1250-20 as an Emergency. Faris seconded.  
Roll: Boyles; yes, Berry; abstain, Faris; yes, Market, yes, McCann; yes, Koehler; yes.

Boyles moved for ordinance 1250-20 to go into effect immediately. Seconded by Koehler.  
Roll: Boyles; yes, Berry; abstain, Faris; yes, Market, yes, McCann; yes, Koehler; yes.

**ORD: 1251-20: Taxi Application Deadlines**

**Intro/Emergency**

Boyles introduced Ordinance 1251-20 as an Emergency.

Boyles moved to waive the three-reading rule for Ordinance 1251-20. Berry seconded.  
Roll: Boyles; yes, Berry; yes. Faris; yes, Market, yes, McCann; yes, Koehler; yes.

Boyles moved to treat Ordinance 1251-20 as an emergency. Seconded by Market.  
Roll: Boyles; yes, Berry; yes, Faris; yes, Koehler; yes, Market; yes, McCann; yes.

Boyles moved for Ordinance 1251-20 to go into effect immediately. Berry Seconded.  
Roll: Boyles; yes, Berry; yes Faris; yes, Koehler; yes, Market; yes, McCann; yes.

**ORD: 1252-20: Harbor Access**

**Intro/Emergency**

\*Lengthy discussion took place between legal counsel and council of Put-in-Bay on legalities of closing the Harbor.

Faris introduced Ordinance 1252-20 as an emergency.

Faris moved to waive the three-reading rule for Ordinance 1252-20. No second.  
Motion Dies.

\*Further discussion took place on the possibility of amending the ordinance to reflect only residential access to the harbor. No action was taken.

Mayor Dress requested a motion from Council for the support of A and C dock closures.

Market moved for council to support the Mayor's actions on the closures of A and C dock due to Covid-19. Boyles Seconded.

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

Boyles moved for council to support the Mayor's action of closing the boat launch ramp at the city docks as she deems necessary due to Covid-19. Market Seconded.

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

**ACTION OF COUNCIL NEEDED:**

Councilman Boyles addressed Village Administrator on the status of the holding tank for the water plant. The Village Administrator explained EPA standpoint on not allowing holding tanks on the island. A sewer line will need to be installed; will ask for a motion for a permit to install and possible funding.

\*lengthy discussion took place on pro's and con's, the current permit to install that the Village has, and appropriate funding.

Faris addressed council on several items:

- Staffing for Bathhouse, Maintenance, Police Department, Docks on hold?
- Possibility of mandatory mask usage for all Village employees
- Concerns with the two Put-in-Bay investment invoices; will go over the \$50k competitive threshold. Asked Legal Counsel for guidance.

Faris exited meeting at 9:50 am due to a scheduling conflict.

Market moved to approve the Meeting Minutes from March 23<sup>rd</sup>, 2020 Public Hearing and the March 23<sup>rd</sup>, 2020 Regular Meeting. Seconded by Berry.

Roll: Boyles; yes, Berry, yes, Market; yes, Koehler; yes, McCann; yes. Motion carries.

\*Market addressed questions concerning WTP and WWTP testing laboratory companies and why there is so many different invoices.

Boyles moved to approve March Financial Statements including: (T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court). Seconded by Market.

Roll: Roll: Boyles; yes, Berry, yes, Market; yes, Koehler; yes, McCann; yes. Motion carries.

Boyles moved to approve the Bills for the month of April to be paid. Berry seconded.

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

Boyles moved to approve the Municipal Dock Improvement Interest only debt service Payment: \$68,812.50 to be made. Seconded by Market.

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

Market moved to approve the General Liability Insurance Installment Payment of \$48,039.00. Boyles seconded.

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

Market moved to approve the payment to PIB Investments for the already approved amount of \$48,628.59 for the completion of the Lakeview/Victory Ave loop. Koehler seconded.

Roll: Boyles; yes, Berry; yes, Market; yes, McCann; recused his vote; Koehler; yes.  
Motion Carries.

Boyles moved to approve the Poggemeyer Design Group final invoice of \$130,124.65 for their services during the Water Treatment Plant Ozone project. Market seconded.  
Roll: Boyles; yes, Berry, yes, Market; yes, McCann: yes, Koehler; yes. Motion Carries.

\*Discussion between Legal Counsel and Council took place.  
Boyles questioned if this extra worked was approved by either Village Administrator or Water Plant Superintendent before it took place. Village Administrator explained that it was indeed approved before the work took place, and it was an extenuating circumstance for the completion of the project. An invoice will be provided for council review.

The approval of the PIB Investments-\$5,299.00 invoice for Victory Ave Loop-  
Additional material due to unforeseen issues has been tabled. Legal Counsel will review.

**PUBLIC PARTICIPATION:**

Dave Schaffer – Owner of Ashley’s Island House

Thanked Council for their actions with implementing restrictions on Island Visitors and gathering.

Addressed council on their plan for the future; will there be a universal message sent out to all island visitors/business owners/residents?

Discussed the possibilities of hand sanitizers in the park and around the island.

How will the Village regulate the number of business patrons when the stay at home order has been lifted?

\*prompted discussion of Governor’s orders for the State of Ohio.

Berry stated the Village actions are guided by the State as of now. They will piggyback on current orders as they come.

The possibility of forming a committee was discussed; as well as the PIB Chamber and S.I.T.F. working towards solutions.

**REPORTS:**

**Chief of Police:**

March Report

Koehler asked about the safety of the officers; what precautions are taken when they go on a call, make a delivery, etc.

Masks, protective eyewear and gloves are currently being used by officers.

Chief had ordered more PPE and will arrive soon.

**Administrator:**

March Report

Discussed options for the solution of the concrete and brick sidewalk damage on Waterside of Bayview Ave. Pulling the bricks and laying mulch was also discussed.

Planters can be used in the future.

The garden club provided a breakdown on how their \$10,000.00 from council was spent.

Boyles moved to approve Poggemeyer Design Group to submit Sybil project drawings to the EPA for their approval of a permit to Install. Koehler seconded.

Roll: Boyles; yes, Berry, abstain, Market; yes, Koehler; yes, McCann; yes. Motion Carries.

Boyles moved to approve the funding up to \$200,000.00 for the Sybil project, and to be expended from the Sewer Impact Fund. Koehler seconded.

Roll: Boyles; yes, Berry, abstain, Market; yes, Koehler; yes, McCann; yes. Motion Carries.

Village Administrator suggested council review the current salary ordinance 1174-17; and amending the addition of a Park Attendant, and its description. Currently bathhouse workers are classified under maintenance. Also, the possibility of raising the pay scale for the created position.

Legal Counsel and Village Administrator will further discuss offsite monitoring pay.

Village Administrator summarized 2019 seat counts and outstanding payments.

A discussion took place on the purchase and installation of new generator for the Water Treatment Plant, and the repurposing of a generator for the Town Hall. Total cost is close to \$300k; \$120,000.00 for the generator, and the difference for the engineering fees and installation associated with the project.

This total does not include moving the repurposed generator to the Town Hall.

Jaime Mendoza explained the importance of the WTP generator and how its needed to power the plant effectively.

Boyles moved to approve Poggemeyer Design Group to move forward with the engineering process. Koehler seconded.

Roll: Boyles; yes, Berry, yes, Market; no, Koehler; yes, McCann; yes. Motion Carries.

**Fiscal Officer:**

March Report was distributed via email to council and Mayor.

**LEGAL COUNSEL:**

Would request council to enter Executive session for the discussion of pending and imminent court action.



**EXECUTIVE SESSION:**

Boyles moved for council to enter executive session for the discussion of pending and/or imminent litigation. Seconded by Market.

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

Council entered executive session at 11:16 am.

Boyles moved to exit executive session. Seconded by Market.

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

Council exited executive session at 11:35 am.

Mayor Dress discussed the option of one meeting in May. Council set the Regular meeting of May to remain on the 12<sup>th</sup>, at 9:00 AM. There will be no workshop session in May. Fiscal Officer will post accordingly.

Boyles motion to adjourn. Seconded by Berry.

Roll: Voice Vote: all yes. Motion Carries.

Meeting adjourned at 11:37 am.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting Minutes  
Village of Put-in-Bay Council  
Monday, March 23rd  
9:00 AM

Mayor Dress called the meeting to order at 9:31 AM.

Roll: Boyles; present, Berry; present, McCann; present, Faris; present by telephone, Market; present, Koehler; present by telephone.

Susan Anderson was in attendance by video conference.

Legal counsel advised council that voting by phone would be allowed. Directed council to only vote to pass items that are an emergency if necessary.

**ORD: 1244-20                      Revisions to Section 4.08 “Time Records”    Intro**

Faris asked for clarification on this Ordinance.

Legal counsel stated purpose of the Ordinance and who is included.

Berry stated concerns on paid and unpaid breaks. Who clocks in and out for lunch or paid breaks?

\*lengthy discussion took place on “on-call” employees, breaks, and overtime.

Faris moves to put a moratorium on usage of time clock machines until a policy is finalized.

Seconded by Berry.

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

Mayor will work with Legal counsel to develop a consistent policy.

Market moved to introduce ordinance 1244-20.

**ORD: 1245-20                      DOCKAGE RATES                      Intro**

Boyles introduced Ordinance 1245-20.

**ORD: 1246-20                      Amending Revised Housing Agreements    Intro/  
Section 10 “Pets”**

Market introduced Ordinance 1246-20.

**ORD: 1247-20                      AN ORDINANCE AMENDING AND MODIFYING CERTAIN SECTIONS  
OF CHAPTER 1260, 1274 AND 1288 OF THE PLANNING AND ZONING CODIFIED  
ORDINANCES OF THE VILLAGE OF PUT-IN-BAY IN ORDER, AND DECLARING AN  
EMERGENCY**

Boyles introduced Ordinance 1247-20 as amended per discussion during the Public Hearing as an Emergency.

Market moved to treat Ordinance 1247-20 as an Emergency. Berry seconded.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Boyles moved to waive the three-reading rule for Ordinance 1247-20. Seconded by Market.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Boyles moved for Ordinance 1247-20 to go into effect immediately. Seconded by McCann.

Roll: Boyles; yes, Berry; yes, McCann; yes, Market; yes, Koehler; yes, Faris; yes. Motion Carries.

Ordinance 1247-20 is in effect.

Market moved to approve Meeting Minutes from February 11<sup>th</sup>, 2020 Regular Meeting and March 3<sup>rd</sup>, 2020 Special Meeting with the following amendments; Market was present by telephone and Berry voted yes on Ordinance amending Chapter 866 "Taxis".

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Boyles moved to approve February Financial Statements including: (T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court) Seconded by Market.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Faris moved to approve the Bills to be paid for February and March.

\*Boyles prompted discussion on cutting back on purchases of larger dollar amounts. Specifically, the Utility tractor purchase. Suggests pulling the tractor and golf cart purchases, and possibly putting the dock project on hold. Golf carts have already been ordered.

\*discussion took place on the tractor being an absolute necessity.

Purchase of the tractor had been approved by council during the February 2020 meeting.

Seconded by Berry.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Faris moved to approve the Temporary Easement Agreement with PIB School. Berry Seconded.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Faris moved to approve the payment of the 2019 Recoup Agreements as follows:

Cotton Clan:	\$9,913.24
Chan Stevens:	\$3,182.97
Morgan Park:	\$5,330.40
OSU:	\$6,094.28

Seconded by Boyles.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Faris moved to approve Police Dept. credit card purchase in the amount of \$1,357.62 for evidence packaging materials. Boyles seconded.

\*discussion took place on the credit cards and their limit of spending.

Mayor and Fiscal Officer will meet to review the Credit Card policy that the Village has implemented.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Village Administrator discussed the possibility of holding off on Sybil project funding and purchasing a holding tank for the Water Treatment Plant as a temporary fix until the Covid Crisis subsides.

\*lengthy discussion took place on EPA deadline for timelines, and specific costs of a holding tank.

Market requests EPA justification on holding tank specifications, and why the Village is held to a different standard.

Boyles moved to approve the purchase of the holding tank only if it is installed above ground; if tank needs to be installed below ground, another estimate will need to be brought forward for council approval. Market seconded.

Village Administrator stated the price of the tank would be \$3900.00

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

Boyles moved to approve the creation of a line item in Water and Sewer Operating to pay for Consumer Rent to come out of water and sewer operating. Seconded by Market.

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

Boyles moved to approve Per Village Recoup Agreement, the placement of lien's on non-paying party. Seconded by Faris.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Market moved to approve Nature Works Community Beach Fund 2062 to contribute to Tractor Purchase if allowable per the Ordinance. Berry seconded.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Boyles moved to approve the Mayors Court Clerk Petty Cash Reallocation of \$200.00. Seconded by Market.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Faris moved to accept Jimmy Glauser Resignation letter as of March 27<sup>th</sup>, 2020 and pay out his vacation time in the amount of 160 hours. Market seconded.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Boyles moved to approve the Scada Update for WWTP computer software in the amount of \$7,050.00. Faris seconded.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Faris moved to approve PDG to provide construction administration and observation services for Toledo Ave/ Legends Project (Developer will reimburse the Village). Seconded by Boyles.

\*Village Administrator explained PDG role with this project with the Village.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Faris moved to authorize the Mayor to sign the Escrow Agreement with the developer (Legends) regarding Toledo Ave. Seconded by Market.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Faris moved to authorize the Mayor or Village Administrator to sign pay requests for the Legends Escrow Disbursements. Seconded by Boyles.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Market moved to approve the request for Put-in-Bay Lodging to rollover leftover impact fees; to be paid by new owner. Boyles seconded.

\*Village Administrator also stated there will be a letter stating both parties are privy to this agreement.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Mayor Dress signed the Arbor Day Proclamation.

Village Administrator distributed Wally Senny letter request for waterline/ sewer extension on Chapman Road; to pick up where master plan had left off.

\*lengthy discussion took place on current engineering, township and county compliance.

Market moved that as long as the extension fits with the Village master plan, the 6-inch extension of a water line be approved at no cost to the Village of Put-in-Bay. Boyles seconded.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

\*discussion took place on PDG being the engineer for the Village for this project. Village Administrator explained that PDG already designed the plans for this project in 2018.

Boyles moved to reduce the appearance of a conflict of interest, any engineering services on the identified water and sewer line projects done on behalf of the consumer must be done by an agency other than the Village engineer. Seconded by Market.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

McCann, Boyles, and Market asked for clarification on who would be included on this extension and where the extensions would take place.

Market moved that the Village of Put-in-Bay in correlation with the Township and Ottawa County, pursue the approval of Mr. Senny's request for sewer extension at no cost to the Village of Put-in-Bay, in accordance with the Village masterplan and any and all applicable Ordinances and laws. Seconded by Boyles.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

**Public Participation:** None

## **REPORTS:**

### **Chief of Police:**

February Report

Officers will be providing food/grocery delivery services to residents that do not want to leave their homes during the Covid Crisis.

Mayor thanked the police department for their services.

### **Village Administrator:**

February Report:

### **Fiscal Officer:**

February Report

Clerks Report – upon Hinkle Filing Completion

Possible Tax refresher course at the Townhall postponed

Tax Exempt Appeal Update – in Village favor. Will be reimbursed for payments made.

## **LEGAL COUNSEL:**

Oral Argument took place on March 10<sup>th</sup>, 2020; video is available online.

If legal advice is solicited regarding Covid-19; it will show up as a new matter on invoices.

\*lengthy discussion took place on Governors orders of essential/non-essential employees.

Government bodies are to identify essential/nonessential employees and essential functions of the entity.

Boyles moved to declare the following functions of the Village of Put-in-Bay as essential as follows, Governance, Executive, Fiscal and Administrator functions, Utility and Law enforcement functions, and Facilities (maintenance of the Village properties). Market Seconded.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes, Market; yes, Koehler; yes. Motion Carries.

Market moved to declare the following employees and/or contractors as essential employees of the Village of Put-in-Bay as follows; the Mayor, Fiscal Officer, Village Administrator, Mayors Court Clerk, Utilities employees, Chief of Police and currently employed law enforcement officials. Seconded by McCann.

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

Mayor Dress also stated she will allow employees to use their accrued sick time if they choose.

\*lengthy discussion on water shut off and/or forgiveness of water/sewer bills during the Covid-19 crisis.

Mayor will consider changing the dates of the April meeting dates as time approaches.  
April 7<sup>th</sup> 2020 will be a tentative date for Workshop/Regular Meeting.

Market moved to approve a \$75.00 donation from the Village to the Ida Rupp Library- Put-in-Bay Branch, in memory of Muriel Sneller and in recognition of her serving the community as a council member. Seconded by Berry.

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

#### EXECUTIVE SESSION:

Boyles moved to enter into Executive Session *to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official.* Market second.

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

Council entered Executive Session at 11:40 AM.

Market moved for council to exit Executive Session. Seconded by

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

Council exited Executive session at 11:52 AM.

#### **Council Business:**

Berry- Stated the roots of the trees on the North side of Bayview; sidewalk on the dock side of the street, are causing the bricks and the concrete to rise. This could be a tripping hazard if not fixed.

Boyles moved to adjourn the regular meeting. Market seconded.

Roll: Voice Vote; All yes.

Meeting Adjourned at 12:03 PM

Public Hearing  
March 23<sup>rd</sup>, 2020  
9:00 AM  
Village Town Hall.

The purpose of the Public Hearing is:

**to hold a *PUBLIC HEARING* on changes recommended by the Planning Commission to certain sections of Chapter 1260, General Provisions and Definitions, Chapter 1274, General C-2 Commercial Districts, and Chapter 1288, Special Uses, of the Planning and Zoning Code of the Village of Put-in-Bay; and for Council to consider and vote upon an Ordinance Amending and Modifying Certain Sections of Chapter 1260, 1274 and 1288 of the Planning and Zoning Codified Ordinances of the Village of Put-in-Bay, and declaring an Emergency.**

Mayor Dress called the Public Hearing to order at 9:01 AM.

Roll: Boyles; present, Berry; present, McCann; present; Faris; present via telephone, Market; present, and Koehler; present via telephone.

Susan Anderson was present via video conference.

Mayor Dress opened the floor to the public.

There was no public attendance.

Council Discussion:

Boyles recommended other ways to restrict these businesses. Would like to see a few different additions to the Ordinance; restricting operation on property where liquor is sold and near adjacent properties; and also, within a certain distance from school/church/playgrounds.

Restricting them the same as the adult district is restricted.

Susan Anderson reiterates verbiage changes and suggestions.

Berry stated concerns on parking spot allowances. Zoning code has a parking ordinance and the business was in compliance with the ordinance during its operating last summer. Berry also questioned if the number of permits could be limited for business like the mobile unit.

Market agreed with Boyles on the suggestions brought up.

\*discussion took place on businesses being mobile units on fixed locations.

Mayor Dress closes the Public Hearing at 9:10 AM

No action was taken at this time.

Berry moved to adjourn; Boyles seconded.

Roll: Voice Vote; all yes.

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Mayor

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Fiscal Officer



Special Meeting of Council  
Wednesday, March 4<sup>th</sup>, 2020  
12:00 PM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Wednesday, March 4<sup>th</sup>, 2020 at 12:00 PM.

Mayor Dress called the meeting to order at 12:06 pm.

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

**ORD: 1240-20                      Amending Chapter 866- Taxi Cabs**

Moved by Boyles to hold the third and final reading on Ordinance 1240-20. Faris Seconded.

Roll: Boyles; yes, Berry; McCann; yes, Faris; yes. Motion Carries.

Ordinance 1240-20 is in effect.

**ORD: 1241-20                      Modifying Ord. 1222-19**

Moved by Berry to hold the third and final reading of Ordinance 1241-2020; Modifying Ordinance 1222-19; Temporary Moratorium on the Acceptance, Processing, and approvals of New Applications and Renewal Applications for Business Licenses for Mobile or Fixed Intravenous Therapy Businesses. Boyles seconded.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes. Motion Carries.

Ordinance 1241-20 is in effect.

**ORD: 1242-20                      Revised Housing Agreements**

Moved by Boyles to hold the third and final reading of Ordinance 1242-20; Revised Employee Housing Agreements. Seconded by McCann.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes. Motion Carries.

Ordinance 1242-20 is in effect.

**ORD: 1243-20                      Capital Cost Recovery Agreement**

Moved by Faris to hold the third and final reading of Ordinance 1234-20; Capital Cost Recover Agreement. Seconded by McCann.

Roll: McCann; yes, Berry; yes, Faris; yes, Boyles; yes. Motion Carries.

Ordinance 1243-20 is in effect.

**Time Clock Policy**

Fiscal Officer explained that Legal will draft a second time clock policy to be specific to the Police Department and their logged hours.

Mayor Dress urged council to consider being consistent with paid or non-paid breaks. Boyles stated that legal should look into Police Department exempt employee regulations on mandatory breaks. Fiscal Officer will refer to Legal Counsel to research further.

Boyles moved to adjourn the special meeting. Seconded by Faris.

Roll: Voice Vote; all yes. Motion Carries.

Meeting adjourned at 12:20 PM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_

Special Meeting of Council  
Tuesday, March 3<sup>rd</sup>, 2020  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Tuesday, March 3<sup>rd</sup>, 2020 at 9:00 AM.

President Pro-Tempore Boyles called the meeting to order at 9:01 AM.  
Mayor Dress absent.

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

Susan Anderson present via telephone conference.

**ORD: 1240-20                      Amending Chapter 866- Taxi Cabs**

Moved by Faris to hold the second reading on Ordinance 1240-20. Berry Seconded.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes. Motion Carries.

**ORD: 1241-20                      Modifying Ord. 1222-19**

Moved by Faris to hold the second reading of Ordinance 1241020; Modifying Ordinance 1222-19; Temporary Moratorium on the Acceptance, Processing, and approvals of New Applications and Renewal Applications for Business Licenses for Mobile or Fixed Intravenous Therapy Businesses. McCann seconded.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes. Motion Carries.

**ORD: 1242-20                      Revised Housing Agreements**

Moved by Faris to hold the second reading of Ordinance 1242-20; Revised Employee Housing Agreements. Seconded by Berry.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes. Motion Carries.

**ORD: 1243-20                      Capital Cost Recovery Agreement**

Moved by Berry to hold the second reading of Ordinance 1234-20; Capital Cost Recover Agreement. Seconded by Faris.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes. Motion Carries.

**Time Clock Policy**

Fiscal Officer and Susan Anderson explained the newly drafted Time Clock Recording Policy. Chief expressed concerns that the Police Department has different recorded hours. Anderson will draft an additional policy specific to the Police Department current hours of work policy.

Faris moved to adjourn the special meeting. Seconded by Berry.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes. Motion Carries.

Meeting adjourned at 9:08 AM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_

**WORKSHOP SESSION NOTES**

Village of Put-in-Bay Council

Tuesday, March 3<sup>rd</sup>, 2020

9:00 AM

President Pro-Tempore Boyles called the meeting to order at 9:08 AM.

Mayor Dress absent.

Roll: Boyles; present, Berry; present, McCann; present, Faris; present, Market; absent, Kohler; absent.

Susan Anderson via telephone.

3<sup>rd</sup> Readings will be held on the following Ordinances at the Special Meeting 3/4/2020 at 12:00 PM.

<b>ORD: 1240-20</b>	<b>Amending Chapter 866</b>	<b>Third Reading</b>
<b>ORD: 1241-20</b>	<b>Modifying Ord. 1222-19</b>	<b>Third Reading</b>
<b>ORD: 1242-20</b>	<b>Revised Housing Agreements</b>	<b>Third Reading</b>
<b>ORD: 1243-20</b>	<b>Capital Cost Recovery Agreement</b>	<b>Third Reading</b>

**Council will take action on the following:**

<b>ORD: 1244-20</b>	<b>Revisions to Section 4.08 “Time Records”</b>	<b>Intro/Emergency</b>
<b>ORD: 1245-20</b>	<b>Dockage Rates</b>	<b>Intro/Emergency</b>

Boyles stated that outside interest has presented itself on the leasing of A and C docks. Would encourage council members to move forward with the discussion and exploration of the potential leasing of docks.

**Approve:** Meeting Minutes:

February 11<sup>th</sup>, 2020 Regular Meeting

**Approve:** January Financial Statements including:

(T&N/Bills/PO’s over 3K/Supplemental Appropriations/Mayor’s Court)

**Approve:** Bills to be paid

**Approve:** Temporary Easement Agreement

**Approve:** Records Commission Meeting – Possible March 18<sup>th</sup>, 2020 meeting date.

Fiscal Officer will reach out to Mayor to check availability.

**Approve:** 2019 Recoup Agreements:

Cotton Clan: \$9,913.24

Chan Stevens: \$3,182.97

Morgan Park: \$5,330.40

OSU: \$6,094.28

**Approve:** Sybil project funding

Approximately \$190k

**Approve:** DeRivera Park Agreement

Fiscal Officer still waiting for feedback from Park Trustees on draft agreement.

**PUBLIC PARTICIPATION:** None

**REPORTS:**

**Chief of Police:**

February Report

**Administrator:**

February Report:

**Fiscal Officer:**

February Report

Clerks Report – upon Hinkle Filing Completion

Possible Tax refresher course at the Townhall

Resort Tax Update

**LEGAL COUNSEL:**

Chan Steven’s – letter from his attorney

Boyles requests non-payers and total amount not paid from the Village Admin.

Will seek council approval to move forward and place liens on non=payers property as stated in the original agreement.

Will not be in attendance for the 3/10/2020 regular meeting. Scheduled for an Oral Argument in Columbus.

Faris moved to adjourn the workshop session. Seconded by Berry.

Roll: Voice vote; all yes.

Meeting adjourned at 9:55 AM.

---

Mayor

Date

---

Attest

Date

REGULAR MEETING Minutes  
Village of Put-in-Bay Council  
Tuesday, February 11<sup>th</sup>, 2020  
9:00 AM

Mayor Dress called the meeting to order at 9:03 am.

Susan Anderson was present by telephone.

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

\*Boyles would like it noted in the minutes that Koehler has not been present for two meetings with out a valid excuse.

***ORD: 1209-19 Amending Chapter 866- Taxicabs***

Faris moved to withdraw Ord. 1209-19. Seconded by Berry

Roll: Boyles; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

***ORD: 1240-20 Amending Chapter 866***

Faris moved to introduce Ord. 1240-20; AN ORDINANCE AMENDING AND RESTATING IN TOTAL CHAPTER 866 OF THE CODIFIED ORDINANCES REGULATING TAXICABS, AS AMENDED.

Boyles expressed a few concerns regarding the inspections of the cabs and their requirement to gain a permit. In order to apply for a permit, all vehicle information is needed; therefore, the purchase of a vehicle does not guarantee a license to operate; and with inspections done by the PIB police department, it is not required to bring the application along. Therefore, vehicles listed on applications are not vehicles being inspected. Boyles would recommend that inspections be passed before a license is issued. Would like to see language cleaned up. Legal council will review and recirculate.

***ORD: 1241-20 Modifying Ord. 1222-19***

Boyles moved to introduce Ordinance 1241-20; AN ORDINANCE MODIFYING THE TERM OF THE PREVIOUSLY ESTABLISHED TEMPORARY MORATORIUM ON THE ACCEPTANCE, PROCESSING AND APPROVALS OF NEW APPLICATIONS AND RENEWAL APPLICATIONS FOR BUSINESS LICENSES FOR MOBILE OR FIXED INTRAVENOUS THERAPY BUSINESSES.

***ORD: 1242-20 Revised Housing Agreements***

Berry moved to introduce Ordinance 1242-20; AN ORDINANCE APPROVING REVISED EMPLOYEE HOUSING AGREEMENTS FOR THE VILLAGE OF PUT-IN-BAY, OHIO.

Fiscal Officer to clarify, the changes are in reference to the terms of the contract, NOT the rental rates.

***ORD: 1243-20 Capital Cost Recovery Agreement***

Boyles moved to introduce Ordinance 1243-20; AN ORDINANCE APPROVING AND ADOPTING A REVISED CAPITAL COST RECOVERY AGREEMENT.

Mayor Dress stated the minutes would need to be amended to reflect Koehler being absent for that meeting.

Boyles moved to approve the amended minutes from January 7<sup>th</sup>, 2020 to reflect Koehler's absence for the meeting. Seconded by Berry.

Roll: Berry; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

**FINANCIALS:**

Berry moved to approve January Financial Statements including: (T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court). Seconded by Boyles.

Roll: Berry; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

Boyles moved to approve 2020 Purchase Orders retroactive to January 1<sup>st</sup>, 2020. Second by Faris.

Roll: Berry; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

Faris moved for bills to be paid. Seconded by McCann.

Roll: Boyles; yes, Faris; yes, McCann; yes, Berry; yes. Motion Carries.

Faris moved to approve Fremont Fence invoice for \$12,195.00. Seconded by McCann.

Roll: Boyles; yes, Faris; yes, McCann; yes, Berry; yes. Motion Carries.

**PRESIDENT PRO-TEMPORE:**

Faris moved to reappoint Boyles as the 2020 President Pro-Tempore. Seconded by Berry.

Roll: Boyles; yes, Faris; yes, McCann; yes, Berry; yes. Motion Carries.

Boyles moved to approve fiscal officer Splashtop monthly fee of \$5.00/month (\$60/year). Seconded by Faris.

Roll: Boyles; yes, Faris; yes, McCann; yes, Berry; yes. Motion Carries.

Faris moved to approve Fiscal Officer to attend LGA Conference April 8<sup>th</sup>- 10<sup>th</sup>, 2020 and 2020 Fraud Training May 18-19, 2020.

Roll: Voice; all yes. Motion Carries.

Berry moved to approve the changes for the Marina Operators Liability Policy. Boyles seconded.

Roll: Boyles; yes, Faris; yes, McCann; yes, Berry; yes. Motion Carries.

Faris moved to approve "Carryover" from 2019 police operating to be reallocated into police capital improvement fund - \$53,476.59 total. Seconded by Boyles.

Roll: Boyles; yes, Faris; yes, McCann; yes, Berry; yes. Motion Carries.

Berry moved to approve the Police Department purchase of 2 golf carts in the amount of \$12,200.00 total. Seconded by Boyles.

Roll: Boyles; yes, Faris; yes, McCann; yes, Berry; yes. Motion Carries.



Faris moved to approve installation of lights and sirens on two new golf carts for \$2,800.00 each/ \$5,600.00 total. Boyles second.

Roll: Boyles; yes, Faris; yes, McCann; yes, Berry; yes. Motion Carries.

Faris moved that the purchase of the golf carts and the installation of the lights and sirens be expended from the Law Enforcement Capital Improvement Fund. Seconded by Boyles.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Boyles moved to approve the purchase and installation of new security cameras for the Police Department; totaling \$12,756.08 to be expended from the Law enforcement Capital Improvement fund. Faris second.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Mayor suggested multiple quotes for future purchases for Police Department.

Boyles moved to approve the onetime fee of \$2,450.00 for Digital Evidence Tracking System for the police department. Berry seconded.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Boyles moved to approve Sewer Impact Fee transfer of \$44,441.78 to 3301 Bayview Ave for the remaining debt service payments. Faris seconded.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Records Commission Meeting: tentatively scheduled for March 3<sup>rd</sup>, 2020 after the Workshop session.

Faris moved to approve 2020 Drug Task Force Contribution of \$750.00. Boyles second.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Berry moved to approve Real Property Invoice for 248 Erie Street: \$1,278.91 and \$3,036.57 for the house and the remaining property. Seconded by Boyles.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

\*Legal council stated 2019 payments are still in the appeal process.

Faris moved to update the bank signature forms to reflect the removal of Paula Ladd, adding Judy Berry. Boyles second.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Faris moved to approve 8.5% of total dock revenue 2019 (\$34,130.07) to go to Dock Capital Improvement per Ordinance 1121-15. Berry Seconded.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes. Motion Carries.

\*Boyles questioned the legality of granting earned time in advance. Legal states there is no issue other than if employee chooses to terminate employment after time is granted; therefore being paid for time not earned. The discussion of drafting an agreement is an option.

Boyles moved to approve Karen Goaziou vacation advance request; 5 days/40 hours advance in March rather than April per her anniversary. Berry Seconded.  
Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Boyles moved to approve Chief Riddle to roll over 73 hours of unused vacation time from 2019 to 2020. McCann seconded.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Utility Rules and Regulations Update: Nothing to be approved at this time. Legal will have ready for March meeting.

Boyles moved to approve the Walter-Haverfield invoices. Seconded by Berry.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

\*Discussion of the purchase of MBL pass and flight tickets took place.

Village Administrator clarified that Mr. Mendoza is requesting one MLB pass, and 3 books of flight tickets, which will be deducted from his pay each paycheck.

Legal Council suggested a village policy be implemented that specifies terms and conditions. A payroll deduction agreement is to be signed by employee.

Boyles moved to approve the purchase of MBL pass and 3 books of flight tickets contingent upon a payroll deduction agreement be signed by the employee. Seconded by McCann.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Mayor suggested a Rule and Ordinance Committee meeting be established to further facilitate the agreements for the policy and procedure manual.

Council would like to see a sketch of the plans for the A-1 finger dock project that will take place. Concerns of winter weather and ice and what it may have on the structure of the dock.

Faris moved to approve up to \$6,500.00 for A-1 finger dock maintenance. Berry seconded.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Village Administrator clarifies that the cost of this project is \$6,530.00.

Faris rescinds his previous motion and moved the amount to be spent not exceed \$6,590.00. Berry seconds.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Village Administrator submitted 3 different quotes for a tractor for the utility department. The Kubota is \$19,031.43, and most favored.

The purchase would be split between water, parks, sewer and townhall parks capital improvement funds.

Boyles moved to approve the purchase of the tractor, and for the expenditure to be made out of water, sewer, townhall, and parks capital improvement funds. Faris seconded.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

Legal council will draft amendments for Ordinance 1217-19 Establishing and Setting Dock Fees to reflect the following changes; Section 6: “from the second Friday in April until the second Friday in May, and then again from the second ~~Friday~~ **SUNDAY** in October through the end of October. And the increase dockage day rates to mirror B-dock day rates. (see handout).

Boyles moved to direct legal counsel to redraft Ordinance 1217-19. Seconded by Faris.

Roll: Faris; yes, McCann; yes, Berry; yes, Boyles; yes. Motion Carries.

\*Discussion lead by Village Administrator on DEFA. Explained there are project deadlines, and funding deadlines for the Sybil Road project. Asking for the application be sent by Poggemeyer to DEFA for 0% financing for Poggemeyer’s engineering fees. The contract will be for \$20,000.00 for the design and the permit to install. The Sewer Impact Fee would finance the project on its own, install the sewer line, and then assess the customers.

Boyles questioned the easement agreement. Village Administrator will obtain an executed copy of the easement agreement signed by Mr. Cerny.

Faris moved to approved Poggemeyer to submit the application for 0% financing to DEFA, and the project does not exceed \$25,000.00. McCann seconded.

Roll: Boyles; yes, Berry; abstain, McCann; yes, Faris; yes.

### **PUBLIC PARTICIPATION:**

#### **Joy Urge:**

Inquired about water and sewer on Sybil road.

#### **Michelle O’Donnell:**

Status on the approval of the hanging kick bag for Taekwondo.

Mayor encourages council to approve the installation.

No action was taken.

### **LEGAL REPORT:**

Correspondence was sent to IV Joint regarding their right to appeal, and that council was considering changes to the moratorium. No response from other party yet.

## **REPORTS:**

### **Chief of Police:**

January Report:

Vests were ordered and expended out of the police operating fund. Will receive reimbursement check.

Chief asked that the prior approval of the Ray's Electronics' Invoice come out of the law Enforcement Capital Improvement Fund. This expenditure is for the existing repeater to be moved to the new water tower location.

Faris moved that council reconfirm the purchase to come out of Fund 2092. Berry seconded.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes. Motion Carries.

### **Administrator:**

January Report

Explanation on why the Townhome are designated to Water and Sewer employees only.

### **Fiscal Officer:**

January Report

Time clock discussion: will ask legal to draft up a time clock policy for who is responsible for clocking in; all employees or just hourly employees.

Boyles moved for all employees to use the time clock to record starting and ending times of work, for the next upcoming pay period, February 17<sup>th</sup>, 2020. McCann seconded.

Roll: Boyles; yes, Berry; yes, McCann; yes, Faris; yes. Motion Carries.

## **COUNCIL BUSINESS:**

Boyles:

Status of phase 2 for the Lakeview/Victory loop.

Village Administrator explained that materials have been purchased, and a small segment needs to be completed.

Faris:

Status of the Village's interest in selling/leasing a portion of the Erie Street property to the park.

Berry:

Has Village reached out to ODOT on what can be done about the high-water damage, and rehabilitation of the damage done already to the road? Future plans to limit traffic on 357 during high water months.

Boyles moved to adjourn the regular meeting. McCann seconded.

Voice Vote: all yes.

Meeting adjourned at 10:55 am.

Mayor, Chief and V.A. met with the Township Trustees on the cost of police protection for Bash on the Bay 2020.

***Council may enter into Executive Session to discuss Pending and Imminent Litigation.  
ORC 121.21***

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Attest

\_\_\_\_\_  
Date

REGULAR MEETING  
MINUTES  
Village of Put-in-Bay Council  
Tuesday, January 7<sup>th</sup>, 2020  
9:00 AM

Mayor Dress called the meeting to order with he pledge of allegiance.

Boyles administers an oath to swear in Kelly Faris and Mayor Jessica Dress.

Roll: McCann; present; Faris; present; Boyles; present; Market; present; Koehler; present.

Susan Anderson was not in attendance.

Mayor Dress addresses the council seat vacancy.

Mrs. Ladd provided an email to council with interest to filling the vacant seat.

Boyles nominated Judy Berry for the seat.

Faris moved to appoint Paula Ladd for the vacant seat.

\*two nominates are on the floor.

Faris moves for council to approve Paula Ladd to fill the vacant seat.  
No second to the motion. Motion dies.

Boyles moves for council to fill the vacant seat with Judy Berry. Market seconded.  
Roll: McCann; yes, Faris; yes, Boyles; yes, Market; yes. Motion Carries.

Judy Berry to fill the vacant seat on Village of Put-in-Bay council.

Mayor Dress administers Oath to Berry.

***ORD: 1209-19 Amending Chapter 866- Taxicabs- Tabled***

Executive summary to be reviewed and vote next month.

Fiscal officer will recirculate to council and Karen Goaziou again.

**MINUTES:**

Faris moved to Approve Meeting Minutes- December 18<sup>th</sup>, 2019 Regular Meeting.  
Seconded by Market.

Roll: McCann; yes, Faris; yes, Boyles; yes, Market; yes, Berry; yes. Motion Carries.

**FINANCES:**

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

Roll: McCann; yes, Faris; yes, Boyles; yes, Market; yes, Berry; yes. Motion Carries.

2020 Purchase Orders will be ready for the February Meeting.

Faris moved to Approve Bills to be paid. Market seconded.

Roll: Berry; yes, Market; yes, Boyles; yes, Faris; yes, McCann; yes. Motion Carries.

**COUNCIL:**

Boyles will stay on for Planning Commission.

Berry moved to Approve 2020 Council Seats. Faris seconded.

Roll: McCann; yes, Faris; yes, Boyles; yes, Market; yes, Berry; yes. Motion Carries.

\*Berry will fill vacant seats on Safety and streets, Property and Townhall, and Water and sewer committees.

Boyles moved to Approve 2020 Committee Seats. Seconded by Faris.

Roll: McCann; yes, Faris; yes, Boyles; yes, Market; yes, Berry; yes. Motion Carries.

**MISC. :**

Boyles moved to Approve Permission to use Splashtop on Laptop to access UAN remotely. Market Seconded.

Roll: McCann; yes, Faris; yes, Boyles; yes, Market; yes, Berry; yes. Motion Carries.

Faris moved to Approve Mayor as signatory for Legends Contractor Escrow Agreement. Seconded by Market.

Roll: Berry; yes, Boyles; yes, Market; yes, Faris; yes, McCann; yes. Motion Carries.

Boyles moved to Approve police department expenditure to Ray's Electronic's in the amount of \$3,517.00. Market seconded.

Roll: Faris; yes, Boyles; yes, Berry; yes, Market; yes, McCann; yes. Motion Carries.

Boyles moved to Approve Pro-Tech invoice in the amount of \$3,123.75. Faris seconded.

Roll: Faris; yes, Boyles; yes, Berry; yes, Market; yes, McCann; yes. Motion Carries.

Faris moved for the police department to apply for the body armor grant for 2020.

Seconded by Boyles.

Roll: Faris; yes, Boyles; yes, Berry; yes, Market; yes, McCann; yes. Motion Carries.

## **PUBLIC PARTICIPATION:**

Michelle O'Donnell: Jim Taylor's Tae Kwan Do and tumbling instructors are requesting a hanging kick bag (heavy bag support).

Asking permission to install.

\*lengthy discussion on preserving the Town Hall, the bracket size, the hardware and installation that will be used.

Council would like to see where the location is on the east end of the Town Hall.

No vote was taken.

## **REPORTS:**

### **Chief of Police:**

December Report

### **Administrator:**

December Report

Clarification on "no parking" signs by the monument. National Park would like the Village signs up, and the signs the park already has up to be removed.

Administrator goes over housing plans and materials needed. Would like to ask for a monetary amount to be spent on renovations.

Faris moved to approve up to \$10,000.00 to be spent on housing updates. Boyles seconded.

Roll: Faris; yes, Boyles; yes, Berry; yes, Market; yes, McCann; yes. Motion Carries.

Explanation on impact fees – provided council with an update list.

Market moved for Utilities department to work with delinquent impact fee accounts; send out letter with final notice date of June 9<sup>th</sup>, 2020. Faris seconded.

Roll: Faris; yes, Boyles; yes, Berry; yes, Market; yes, McCann; yes. Motion Carries

Village administrator addresses 2020 Capital Improvement projects; Generator at the WTP; working on pricing them out; will have more information by the February meeting. Boyles would like an estimate for all WTP, not just a portable generator.

Pricing out of a tractor for the WTP has begun. Boyles requests more information on the vehicle, prices, and what it would be used for.



Boyles questioned the status of Seven Gables and the convenience tap qualifications. The county implements the rules, not the Village. Will have to see what they are instructed to do.

Water and Sewer Committee will need to meet to discuss the price of finishing all the streets in the Village after the Victory/Lakeside loop is finished.

McCann lets the Village Administrator know there are flags still up in front of the boathouse.

**Fiscal Officer:**  
December Report

**COMMITTEE REPORTS:**

Property/Town Hall Committee:

Market presented spreadsheets containing housing costs for 2019, and the proposed rent increases for the next 5 years.

\*Lengthy discussion took place on costs of property, profit of property, and future costs of property.

Market moves to adopt proposed rent increase scale. Seconded by Faris.

Roll: Boyles; no. McCann; no, Market; yes, Faris; yes, Berry; no. Motion Fails.

**COUNCIL BUSINESS:**

Faris suggests a levy for the police department with the Village and the Township.

Market asks Fiscal Officer about status of resort tax. Fiscal Officer has spoken with Tammie Harrington and will compile a report at February meeting.

Faris inquires about tourist tax.

Fiscal Officer and Mayor Dress will revisit Vehicle License Tax numbers.

Market requests comparable wages from the Police Department.

Boyles inquired about the status of the 2018 audit. Fiscal Officer stated that it is just dependent on the legal department to finish their exit statements.

Berry talked about the 2020 Census and how important it is to correctly survey the housing in the Village.

Market moved to adjourn the meeting. McCann seconded.

Roll: Voice Vote; all yes. Motion Carries.

Meeting adjourned at 10:51 AM.

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

Attest: \_\_\_\_\_  
Fiscal Officer

REGULAR MEETING MINUTES

Village of Put-in-Bay Council

Wednesday, December 18<sup>th</sup>, 2019

9:00 AM

Mayor Dress called the meeting to order at 9:00 AM.

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

*ORD: 1209-19*

*Amending Chapter 866- Taxicabs*

*Tabled*

**ORD: 1229-19 Auxiliary Wells**

Boyles moved the third and final reading of Ordinance 1229-19. Seconded by Koehler.

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

Motion Carries.

**ORD: 1230-19 Amending section 452.114 “Summer Parking”**

Market moved the third and final reading of Ordinance 1230-19. Faris seconded.

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

Motion Carries.

**ORD: 1231-19 An Ordinance amending Chapter 802 “Business Licenses”**

Market moved the third and final reading of Ord. 1231-19. Seconded by Ladd.

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

Motion Carries.

**ORD: 1235-19: 2020 Budget and Appropriations**

Faris introduced Ordinance 1235-19 as an emergency.

Faris moved to treat Ord 1235-19 as an emergency. Ladd seconded.

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

Motion Carries.

Faris moved to waive the three- reading rule for Ord. 1235-19. Seconded by Market.

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

Motion Carries.

Faris moved Ord. 1235-19 go into effect immediately. Ladd seconded.

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

Motion Carries.

**ORD: 1236-19: Editing update of Village Ordinances**

Faris introduced Ord. 1236-19 as an emergency.

Faris moved to treat Ord. 1236-19 as an emergency. Market seconded.

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

Motion Carries.

Faris moved to waive the three-reading rule for Ord. 1236-19. Seconded by Market.

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

Motion Carries.

Faris moved that Ord. 1236-19 go into effect immediately. Ladd seconded.

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

Motion Carries.

**ORD: 1237-19 Police Composition Ordinance**

Faris introduced Ord. 1237-19 as an emergency.

Faris moved to treat Ord. 1237-19 as an emergency. Seconded by Ladd.

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

Carries.

Faris moved to waive the three-reading rule for Ord. 1237-19. Seconded by Market.

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

Carries.

Market moved for Ord. 1237-19 to go into effect immediately. Ladd seconded.

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

Carries.

**ORD: 1238-19: An Ordinance Amending and Restating in Total Chapter 866 of the Codified Ordinances Regulating Taxicabs**

Market introduced Ord. 1238-19 as an emergency.

Market moved to treat Ord. 1238-19 as an emergency. Ladd seconded.

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

Motion Carries.

Market moved to waive the three-reading rule for Ord. 1238-19. Boyles seconded.

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

Motion Carries.

Boyles moved for Ord. 1238-19 to go into effect immediately. Market seconded.

McCann; yes, Ladd; yes, Faris; yes, Boyles; yes, Market; yes, Koehler; yes. Motion Carries.

**ORD: 1329-19 Performance Guarantee**

\*To specify Mr. Sebring's property on Toledo Ave be put into escrow.

Faris introduced Ord. 1239-19 as an emergency.

Faris moved to treat Ord. 1239-19 as an emergency. Seconded by Market.

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

Motion Carries.

Market moved to waive the three-reading rule for Ord. 1239-19. Ladd seconded.

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

Motion Carries.

Market moved for Ord. 1239-19 to go into effect immediately. Ladd seconded.

Roll: McCann; yes, Ladd; yes, Faris; yes, Boyles; yes, Market; yes, Koehler; yes. Motion Carries.

**PUBLIC PARTICIPATION:**

**Dan Skofus: Put-in-Bay Road.**

Representing the American Legion. Concerns with the lighting in Townhall; outside in the front and back and the inside hanging lights.

Would like to donate \$500.00 to repair lights.

**Dave Fredricks:**

Thanking council for support.

**Kim Stoiber-Morrison: 89 Basil Lane**

Explanation of Put-in-Bay Strategic Marketing Committee. Goal for 2020 is to rebrand and focus on marketing Put-in-Bay on Sundays-Thursdays as a "family friendly destination".

Looking for any contribution that the Village would want to contribute.

Market moved for the Village to earmark up to \$2,000.00 to the PIB strategic Marketing Committee for a purchase of specific item(s); pending a second approval for purchase of said specific item(s). Seconded by Ladd.

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

**Meeting Minutes:**

Ladd moved to approve November 13<sup>th</sup> Regular meeting minutes, November special meeting minutes, and December 9<sup>th</sup>, 2019 Special Meeting. Market seconded.

Roll: Voice Vote; all yes. Motion Carries.

**December Financial Statements including:** (T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court)

Faris moved to approve financial statements. Market seconded.

Roll: Koehler; yes, Market; yes, Boyles; yes, Faris; yes, Ladd; yes, McCann; yes. Motion Carries.

**Bills:**

Market moved for the bills to be paid. Faris seconded.

Roll: Koehler; yes, Market; yes, Boyles; yes, Faris; yes, Ladd; yes, McCann; yes. Motion Carries.

\*Koehler directed Fiscal Officer and Chief to look into Spectrum bill and the possibility of bundling services. Concerns with the "TV charge of \$40/month and its purpose.

**Utility Bills:**

Ohio Cat -	\$4,465.00
PIB Investments -	\$5,089.56
Gilbert -	\$3,250.00
Dunfee Hurst -	\$3,488.00
Buckeye Pumps –	\$14,716.00
PDG -	\$9,742.39
	(\$6,977.31 Water, and \$2,765.08 Sewer)

Faris moved to pay the Utility bills listed above that total \$40,750.95. Market seconded.

Roll: McCann, yes, Ladd; yes, Faris; yes, Boyles; yes, Market; yes, Koehler; yes. Motion Carries.

**Westfield Electric Bill:**

\*from 2017 incorporated with 2019 to total \$11,568.10

Faris moved to approve the Westfield Electric bill totaling \$11,568.10. Market seconded.

Roll: Koehler; yes, Market; yes, Boyles; yes, Faris; yes, Ladd; yes, McCann; yes. Motion Carries.

**Contractor Estimate #7**

Market moved to approve the contractor estimate #7 in the amount of 36,000.00. Boyles seconded.

Roll: Koehler; yes, Market; yes, Boyles; yes, Faris; yes, Ladd; yes, McCann; yes. Motion Carries.

**Fredrick House Upgrades**

The approval to allocate up to \$7,000.00 for renovations will be tabled.

\*lengthy discussion on who uses the property

**Harry Williamson wage increase:**

Boyles moved to increase Harry Williamson's hourly wage by \$1.50/hour; bringing him to \$22.33/hour; effective December 22<sup>nd</sup>, 2019. Seconded by Ladd.

Roll: McCann; yes, Ladd; yes, Faris; yes, Boyles; yes, Market; yes, Koehler; yes. Motion Carries.

**Doug Knauer wage reduction:**

Koehler moved to approve a wage reduction of Mr. Knauer's hourly wages from \$40.00/hour to \$30.00/hour; effective December 22<sup>nd</sup>, 2019. Seconded by Market.

Roll: Koehler; yes, Market; yes, Boyles; yes, Faris; yes, Ladd; yes, McCann; yes. Motion Carries.

**2020 Dates:**

Boyles moved to approve 2020 Mayors Court Dates, 2020 Village Regular Meeting dates, and 2020 payroll dates. Ladd seconded.

Roll: Koehler; yes, Market; yes, Boyles; yes, Faris; yes, Ladd; yes, McCann; yes. Motion Carries.

**2020 Council Meeting Rules:**

Faris moved to approve 2020 Council Meeting Rules. Boyles seconded.

Roll: Voice Vote; all yes. Motion Carries.

**Christmas Party:**

Moved to approve \$208.00 for a special Village event. Market seconded.

Roll: Koehler; yes, Market; yes, Boyles; yes, Faris; yes, Ladd; yes, McCann; yes. Motion Carries.

**Walter-Haverfield invoices:**

Market moved to approve the payment to Walter-Haverfield totaling \$19,379.57 of which \$3,299.32 is Zoning/Planning Commission. Ladd seconded.

Roll: McCann; yes, Ladd; yes, Faris; yes, Boyles; yes, Market; yes, Koehler; yes. Motion Carries.

**Arbor Day Celebration 2020:**

Market moved to approve \$200.00 towards Arbor Day 2020 celebration, and to re-appoint Kelly Faris for another three-year term as a member of the commission.

Seconded by Boyles.

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

**Debt Service:**

Faris moved to approve the Reallocation of \$7,741.64 from water operating to water principal debt service. Boyles seconded.

Roll: McCann; yes, Ladd; yes, Faris; yes, Boyles; yes, Market; yes, Koehler; yes. Motion Carries.

Faris moved to Approve \$14,454.14 be reallocated from General Fund debt service principal to interest. Seconded by Boyles.

Roll: McCann; yes, Ladd; yes, Faris; yes, Boyles; yes, Koehler; yes, Market; yes. Motion Carries.

Boyles moved to approve the Reallocation of \$6,569.76 from General Fund to 3301 Bayview Ave Assessment for principal debt service payment. Seconded by Ladd.

Roll: McCann; yes, Ladd; yes, Faris; yes, Boyles; yes, Market; yes, Koehler; yes. Motion Carries.

Faris moved to approve OPWC debt service: \$25,105.58 and OWDA debt service: \$143,462.94 payments due January 1<sup>st</sup>, 2020. Seconded by Boyles.

Roll: McCann; yes, Ladd; yes, Faris; yes, Boyles; yes, Market; yes, Koehler; yes. Motion Carries.

\*discussion took place on the approval for the Victory loop project. Mayor will check with Village Administrator to ensure the Village is properly inline to proceed with the project.

**Hinkle Report:**

Ladd moved to approve Julian and Grube Firm to produce Hinkle Report for 2019; cost of \$1,300.00. Seconded by Boyles.

Roll: McCann; yes, Ladd; yes, Faris; yes, Boyles; yes, Market; yes, Koehler; yes. Motion Carries.

**REPORTS:**

**Chief of Police:**

December Report

**Administrator:**

December Report

Jaime Mendoza explains to council that the WTP is actively looking to employ 2 part-time college students to work this summer possibly for credits towards their degree.

**Fiscal Officer:**

December Report



## **COMMITTEE REPORTS:**

Property/Town Hall committee meeting date 12-18-2019. Meeting took place immediately following the regular council meeting;

Market led discussion on housing options. Fiscal officer provided a spreadsheet to committee members including the cost of utilities each month, and the total amount of money collected from rent.

Committee discussed various ways to increase rent.

Discussion on Fredrick property and including dock masters in 2020 took place; whether to put them in primarily police-based housing units.

Boyles suggested approaching the Park District and leasing them a portion of the property to build a storage unit and housing unit on; and to include Village dockmasters with their dockmasters.

Market recommends a 5-year plan to increase rent; Based on square footage.

Year one: Chiefs Housing: an increase of \$40/month

Garage unit at Fredricks House: increase of \$40/month

A/B units: increase of \$70/month

Faris asked for a list of current rent and what rent would be with the 5-year increases.

No action will be taken until committee members have a chance to walk through the units.

Market will develop an excel sheet to include costs and new pricing for the January 2020 meeting.

## **COUNCIL BUSINESS:**

### **Jeff Koehler:**

Would like to see a set of safe, sturdy steps leading up to the stage on the second floor of Town Hall. The possibility of something wheelchair accessible.

### **Kelly Faris:**

Repaid the \$45 boat fare costs to the Village for his travel expenses for Court.

The Park District is joining UAN and asked the current fiscal officer to maintain the book starting in March 2020. Will look into the possibility of merging software with current Village software if that is allowed.

Thanks to Paula Ladd for her excellent service on Village Council.

Market moves to adjourn the meeting. Faris seconded.

Roll: Voice Vote; all yes.

Meeting adjourned at 10:46 am.



Special Meeting of Council  
Monday, December 9<sup>th</sup>, 2019  
7:30 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Monday, December 9<sup>th</sup>, 2019 at 7:30 AM

Mayor Dress called the meeting to order at 7:30 AM.

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

Boyles moved to approve the increase in budget and appropriations for Fund 4901 Bond Retirement in the amount of \$914,715.01. Ladd seconded.

Roll: Ladd; yes, Boyles; yes, Market; yes, Faris; yes. Motion Carries.

Boyles moved to approve the reallocation of \$28,715.01 from the General Fund Debt Service Fund principal to interest. Market seconded.

Roll: Faris; yes, Ladd; yes, Boyles; yes, Market; yes. Motion Carries.

Boyles moved to approve the debt service payment of \$914,715.01 for the Village Real Estate Acquisition Bond. Market seconded.

Roll: Ladd; yes, Boyles; yes, Market; yes, Faris; yes. Motion Carries.

Boyles moved to adjourn the special meeting. Seconded by Market.

Roll: Voice votes; all yes. Motion carries.

Meeting adjourned at 7:34 AM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_

REGULAR MEETING MINUTES  
Village of Put-in-Bay Council  
Wednesday, November 13<sup>th</sup>, 2019  
12:15 pm

Mayor Dress called the meeting to order at 12:16 PM.

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

**ORD: 1209-19**                      **Amending Chapter 866- Taxicabs**                      **Tabled**  
Waiting for legal counsel revisions.

**ORD: 1229-19**                      **Auxiliary Wells**  
Faris moved the second reading for Ordinance 1229-19. Ladd seconded.  
Roll: Market; yes, Koehler; yes, Ladd; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

**ORD: 1230-19**                      **Amending section 452.114 “Summer Parking”**  
Faris moved the second reading of Ordinance 1230-19. Market seconded.  
Roll: Market; yes, Koehler; yes, Ladd, yes, McCann, yes, Boyles; yes, Faris; yes. Motion Carries.

**ORD: 1231-19**                      **An Ordinance amending Chapter 802**  
Ladd moved the second reading of Ordinance 1231-19. Seconded by Faris.  
Roll: Market, yes, Koehler; yes, Ladd; yes, McCann, yes, Boyles; yes, Faris; yes.  
Motion Carries.

**ORD: 1232-19**                      **Real Estate Acquisition Bond Anticipation Notes**  
Faris introduced Ordinance 1232-19 as an emergency.  
Market moved to treat Ordinance 1232-19 as an emergency. Seconded by Faris.  
Roll: Market; yes, Koehler; yes, Ladd; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

Market moved to waive the three- reading rule. Koehler seconded.  
Roll: Faris; yes, Boyles; yes, McCann; yes, Ladd; yes, Koehler; yes, Market; yes. Motion Carries.

Market moved for Ordinance 1232-19 to be effective immediately. Seconded by Ladd.  
Roll: Market; yes, Koehler; yes, Ladd; yes, McCann; yes, Boyles; yes, Faris; yes.  
Motion Carries. Ordinance 1232-19 has been adopted.

**ORD: 1233-19**                      **Rehire of Walter-Haverfield as Village Legal**  
Faris introduced Ordinance 1233-19 as an emergency.  
Faris moved to treat Ordinance 1233-19 as an emergency. Seconded by Ladd.  
Roll: Market; yes, Koehler; yes, Ladd; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

Ladd moved to waive the three-reading rule. Seconded by Faris.  
Roll: Market; yes, Koehler; yes, Ladd; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

Market moved for Ordinance 1233-19 to go into to effect immediately. Seconded by Faris.  
Roll: Market; yes, Koehler; yes, Ladd; yes, McCann; yes, Boyles; yes, Faris; yes.  
Motion Carries. Ordinance 1233-19 has been adopted.

**ORD: 1234-19**                      **Amended Section 7 Travel Reimbursement**

Market moved to introduce ordinance 1234-19 as an emergency.

Faris moved to treat ordinance 1234-19 as an emergency. Market seconded.

Roll: Market; yes, Koehler; yes, Ladd; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

Boyles moved to waive the three-reading rule. Market seconded.

Roll: Faris; yes, Boyles; yes, McCann; yes, Ladd; yes, Koehler; yes, Market; yes. Motion Carries

Moved for Ordinance 1234-19 to go into to effect immediately. Seconded by

**ORD: 1235-19**                      **2020 Budget and Appropriations**  
**Tabled until December meeting.**

**ORD: 1236-19**                      **Revised Comp Time Policy- Police Dept.**

Council does not want to revise the ordinance.

Market moves to approve Carson Frase to use compensatory time outside of the policy for his paternity leave as a one-time exception only. Seconded by Ladd.

Roll: Faris. Yes. Boyles; no, McCann; yes, Ladd; yes, Koehler; yes, Market; yes. Motion Carries.

**MINUTES:**

Market moved to approve October 9<sup>th</sup>, 2019 Regular Meeting minutes. Seconded by Ladd.

Roll: Boyles, yes, Faris; yes, McCann; yes, Ladd; yes, Koehler, yes, Market; yes. Motion Carries.

**FINANCIALS:**

Faris moved to approve October Financial Statements including: (T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court). Seconded by Market.

Roll: Boyles, Faris; yes, McCann; yes, Ladd; yes, Koehler; yes, Market; yes. Motion Carries.

Faris moved to approve the bills to be paid. Boyles seconded.

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

Market moved to approve payment to Put in Bay Investments in the amount of \$14,938.46. Boyles seconded.

Roll: Boyles; yes, Faris; yes, McCann; yes, Ladd; yes, Koehler; yes, Market; yes. Motion Carries

Boyles moved to approve payment to Covalen in the amount of \$20,948.00. seconded by Ladd.

Roll: Market; yes, Koehler; yes, Ladd; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

Market moved to approve payment to Buckeye Pumps in the amount of \$4,521.00. Seconded by Boyles.

Roll: Boyles; yes, Faris; yes, McCann; yes, Ladd; yes, Koehler; yes, Market; yes. Motion Carries

Boyles moved to approve payment to Limnotech in the amount of \$20,000.00. Seconded by Koehler.

Roll: Market; yes, Koehler; yes, Ladd; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

Boyles moved to approve payment to Nowak Construction in the amount of \$5,500.00. Seconded by Market.

Roll: Ladd; yes, Faris, yes, Boyles; yes, McCann; yes, Koehler; yes, Market; yes. Motion Carries.

#### **TAXI LICENSES**

Faris moved to approve the number of taxi licenses to remain the same as 36 for the 2020 season. Seconded by Market.

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

#### **PERSONNEL**

Mayor Dress recommends council to amend current ordinance from 4 full time officers to 5 full time officers.

\*lengthy discussion took place on 4 vs. 5 full time officers.

Market moved to approve the ordinance to be amended from 4 officers to 5 full time officers. Seconded by Ladd.

Roll: Ladd; yes, Faris; yes, Boyles; yes, McCann; yes, Koehler; yes, Market; yes. Motion Carries.

Mayor Dress recommended Melissa Wilde for the Sergeant position.

Market moved to approve Melissa Wilde to be hired as Sergeant for police department, earning \$45,000.00 per year. Effective November 24<sup>th</sup>, 2019 with a 6-month probationary period. Boyles seconded.

Roll: Ladd; yes, Faris, yes, Boyles; yes, McCann; yes, Koehler; yes, Market; yes. Motion carries.

Market moved to approve rank and Salary increase for Matt Mariano; promoted to Captain; starting pay at \$60,000.00/year, with no probationary period; effective November 24<sup>th</sup>, 2019. Boyles seconded.

Roll: Market; yes, Koehler; yes, Ladd; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

Boyles moved to approve rank and Salary increase for Michael Russo; promoted to Lieutenant; starting pay at \$48,000.00/year, with a six-month probationary period; effective November 24<sup>th</sup>, 2019. Seconded by Market.

Roll: Ladd; yes, Faris; yes, Boyles; yes, McCann; yes, Koehler; yes, Market; yes. Motion Carries.

**OTHER COUNCIL APPROVAL:**

Faris moved to approve all OPWC and OWDA disbursements made for the HAB ozone project retroactive to first disbursement date. Seconded by Ladd.

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

Faris moved to approve the reallocation of \$56,664.30 from Principal to Interest to make dock debt service payment. Seconded by Market.

Roll: Ladd; yes, Faris; yes, Boyles; yes, McCann; yes, Koehler; yes, Market; yes. Motion Carries.

Market moved to approve 2020 Regular Council Meeting time; Tuesday's at 9:00 am. Seconded by Koehler.

Roll: Voice Vote; all yes. Motion Carries.

**POGGEMEYER**

\*Lengthy discussion of LPSS and EPA requirements took place. Boyles stated his concerns on who is responsible for maintaining pumps. Village Administrator will further research.

Faris moved to approve Poggemeyer request for LPSS for South Toledo Ave and portion of Langram. Koehler seconded.

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

Faris moved to approve Walter-Haverfield invoices in the amounts of \$3,395.00 for Planning Commission, and \$23,004.91 for the Village Fees. Market seconded.

Roll: Market; yes, Koehler; yes, McCann; yes, Boyles; yes, Faris; yes, Ladd; yes. Motion carries.

Boyles moved to approve a \$160.00 allocation for Wreaths Across America. Seconded by Ladd.

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

Mayor Dress recommends the Security fence around water plant to extend from the edge of the oxygen building to the cribbing on the lake.

Boyles moved to approve the fence to go to the cribbing on the lake. Seconded by Faris.

Koehler states he wants to view the title findings. Boyles suggested an executive session at the December meeting to view the title. Fiscal Officer will contact legal counsel for correct verbiage of executive session.

Koehler asks if everything that is going to be fenced in is usable and working?

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

Faris moved to Gifting a Village flag to Marsha Parker for efforts put forth in taking care of the flowers outside of Townhall all summer. Ladd seconded.

Roll: Market; yes, Koehler; yes, McCann; yes, Boyles; yes, Faris; yes, Ladd; yes. Motion Carries.

## **PUBLIC PARTICIPATION:**

### **Steve Cooks:**

Representing the residents of Shore Villas. Would like to know who to contact to install a sewer line down the road. Village Administrator will provide him with the steps to initiate the process.

### **Joan Booker:**

Searching for the agreement the garden Club had with the Village on who is to take responsibility of the Bathing Beach.

Mayor Dress exited the regular meeting at 1:45 PM.

## **REPORTS:**

### **Chief of Police:**

October Report

### **Administrator:**

October Report

Village housing explanation of future housing plan.

Christmas party to be on December 12<sup>th</sup>, 2019 at 4:00 pm.



**Fiscal Officer:**

October Financial Report

Requesting a Budget meeting with the Audit/Finance Committee.

**COMMITTEE REPORTS:**

Audit/Finance Committee meeting set for November 21<sup>st</sup>, 2019 at 9:30 AM.

Property/Townhall Committee meeting set for December 4<sup>th</sup>, 2019 at 1:00 PM.

**LETTERS AND MATERIALS SUBMITTED:**

Boyles moved to adjourn the regular meeting. Faris seconded.

Meeting adjourned at 2:00 PM.

WORKSHOP NOTES

Village of Put-in-Bay Council  
Wednesday, November 6<sup>th</sup>, 2019  
9:00 AM

Mayor Dress called the meeting to order at 9:02 AM.

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

Susan Anderson in attendance.

**ORD: 1209-19**                      **Amending Chapter 866- Taxicabs**                      **Tabled**

Faris met with Anderson and went over thoroughly. Anderson will draft changes for council to approve. Faris suggests for next meeting on November 13<sup>th</sup>, 2019 that council votes on setting the number of taxi licenses for the 2020 season.

Also, enforcement of the relinquishment of unused taxi licenses by a certain date.

**ORD: 1229-19**                      **Auxiliary Wells**                      **Second Reading**

**ORD: 1230-19**                      **Amending section 452.114 “Summer Parking”**                      **Second Reading**

Legal Counsel will recirculate Ordinance for council to review again before regular meeting on the 13<sup>th</sup>, 2019.

**ORD: 1231-19**                      **An Ordinance amending Chapter 802**                      **Second Reading**

**ORD: 1232-19**                      **Real Estate Acquisition Bond Anticipation Notes**                      **Intro/Emergency**

**ORD: 1233-19**                      **Rehire of Walter-Haverfield as Village Legal**                      **Intro/Emergency**

Boyles questioned why legal services do not have to be put out to bid; Anderson explained because professional services do not need to be put out to bid.

**ORD: 1234-19**                      **Amended Section 7 Travel Reimbursement**                      **Intro/Emergency**

Fiscal Officer explained current audit status on reimbursements for travel and drafted changes for Legal Counsel to implement in a new policy and Ordinance adopting that policy.

Chief Riddle brought to council’s attention how the police department travel may not fall into the specific guidelines, as it is more times than none very last minute. He asks that the police department is taken into consideration when amending these policies.

**ORD: 1235-19**                      **2020 Budget and Appropriations**                      **Intro/Emergency**

**ORD: 1236-19**                      **Revised Comp Time Policy- Police Dept.**                      **Intro/Emergency**

Discussion took place on verbiage of current policy.

**ACTION OF COUNCIL NEEDED:**

**Approve:** Meeting Minutes: October 9<sup>th</sup>, 2019 Regular Meeting

**Approve:** October Financial Statements including:

(T&N/Bills/PO’s over 3K/Supplemental Appropriations/Mayor’s Court)

**Approve:** Bills to be paid

**Approve:** PIB Investments: \$14,938.46

Covalen: \$20,948.00

**Approve:** The number of taxi licenses issued for the 2020 season.

**Approve:** Sergeant Carson Frase Resignation letter; as of November 8<sup>th</sup>, 2019

**Add Approval:**

**Approve:** Request to hire Anthony Battista as Sergeant for police department, earning \$45,000.00 per year. Effective December 8<sup>th</sup>, 2019 with a 6-month probationary period.

**Approve:** Rank and Salary increase for Matt Mariano; promoted to Captain; starting pay at \$60,000.00/year, no probationary period.

**Approve:** Rank and Salary increase for Michael Russo; promoted to Lieutenant; starting pay at \$48,000.00/year, no probationary period.

**Approve:** Applications for Payment from Poggemeyer (1-6) Disbursements of payments to vendors.

**Approve:** Reallocation of \$56,664.30 from Principal to Interest to make dock debt service payment.

**Approve:** 2020 Regular Council Meeting time; Tuesday's at 9:00 am

**Add Approval:**

**Approve:** Poggemeyer request for LPSS for South Toledo Ave and portion of Langram.

**Approve:** Walter-Haverfield invoices

**Approve:** \$160.00 allocation for Wreaths Across America

**Approve:** Security fence around water plant

Lengthy discussion on findings of title search and rightful ownership of property.

**Approve:** Gifting a Village flag to Marsha Parker for efforts put forth in taking care of the flowers outside of Townhall all summer.

**PUBLIC PARTICIPATION:**

**Jodi Frimmel:**

Questioned council of the status of the bathing beach and the upkeep for the future.

Mayor responded that Legal Counsel is still looking in to the possibility of having someone privately operate the beach.

The work on approved flower beds in the park will start the 11<sup>th</sup>, or the 18<sup>th</sup> of November.

**John Ladd:**

Stated that at one point his family use to operate a business at the bathing beach and took care of all the upkeep and it worked for many years.

**REPORTS:**

**Chief of Police:**

October Report

Discussion on Overtime regulations; number of officers on staff.

Possibility of revising ordinance to reflect the number of full time officers.

**Administrator:**

October Report

New water lab passed the inspection.

Ozone is off for the year, not enough organics on water to run it.  
July 2020; the island will host AWWA conference.  
Harry Williamson passed his Class II water test.

**Fiscal Officer:**

October Financial Report

**COMMITTEE REPORTS:**

**LEGAL COUNSEL:**

Mathys' oral argument will take place in March 2020.  
Mary McCann – 6<sup>th</sup> district will hear her appeal.

**LETTERS AND MATERIALS SUBMITTED:**

Market moved to adjourn the workshop session. Ladd seconded.  
Voice Vote: All yes.

Meeting adjourned at 10:40 am.

Special Meeting of Council  
Monday, November 4<sup>th</sup>, 2019  
5:25 pm  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Monday, November 4<sup>th</sup>, 2019

Mayor Dress called the meeting to order at 5:25 PM

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

Market moved to approve the expenditure of \$27,336.00 for a new Bath House Floor, to come out of the Bath House Capital Improvement Fund. Ladd seconded.

Roll: Market; yes, Koehler; yes, Ladd; yes, McCann; yes. Motion Carries

Boyles joined meeting at 5:30pm

Mayor recommended full time hire of Terry Rutledge to the Police Department.

Market moved to approve Terry Rutledge to be hired by the Police Department as a full time officer, rank increase to Corporal, salary starting at \$40,000.00/year with a 6 month probationary period; effective November 10<sup>th</sup>, 2019. Seconded by Ladd.

Roll: Market; yes, Koehler; yes, Ladd; yes, McCann; yes, Boyles; yes. Motion Carries.

Faris joins meeting at 5:33 PM.

Boyles moved to approve Carson Frase resignation letter as of November 8<sup>th</sup>, 2019. Seconded by Market.

Roll: Faris; yes, Boyles; yes, McCann; yes, Ladd; yes, Koehler; yes, Market; yes. Motion Carries.

Boyles moved to approve Chief Riddle to move ahead and hire a Sergeant to replace Carson Frase. Market seconded.

Roll: Market; yes, Koehler; yes, Ladd; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

Koehler moved to adjourn the special meeting. Ladd seconded.

Voice vote; All yes. Motion Carries.

Meeting adjourned at 5:40 PM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_

## **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 16<sup>th</sup>, 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 11<sup>th</sup>, 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 16<sup>th</sup>, 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 2<sup>nd</sup> 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.

## **REGULAR MEETING**

(Meeting recordings available by request to Fiscal Officer)

Village of Put-in-Bay Council

Wednesday, September 11<sup>th</sup>, 2019

9:00 AM

President Pro-Tempore Boyles called the meeting to order at 9:00 AM.

Mayor Dress Absent.

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

Susan Anderson in attendance.

### ***ORD: 1209-19: Amending Chapter 866- Taxicabs***

Tabled until October Regular Meeting.

### **ORD: 1223-19: Chapter 8 – Parking on Delaware Avenue**

Faris moved the second reading of Ordinance 1223-19. Ladd seconded.

Roll: McCann; yes, Boyles; yes, Koehler; yes, Market; yes, Faris; yes, Ladd; yes. Motion Carries.

### **ORD: 1224-19: Adopting Rules/Regulations LPSS**

Koehler moved the second reading of Ordinance 1224-19. Boyles seconded.

Roll: McCann; yes, Boyles; yes, Koehler; yes, Market; yes, Faris; yes, Ladd; yes. Motion Carries.

### **ORD: 1225-19: New Section 1044.22 of Ch.1044- Conditions of Services**

Boyles moved the second reading of Ordinance 1225-19. Market seconded.

Roll: McCann; yes, Boyles; yes, Koehler; yes, Market; yes, Faris; yes, Ladd; yes. Motion Carries.

### **ORD: 1226-19: Leitch – Application Denial**

Boyles moved the second reading of Ordinance 1226-19. Market seconded.

Roll: Ladd; yes, Faris; yes, Market; yes, Koehler; yes, Boyles; yes, McCann; yes. Motion Carries.

### **ORD: 1227-19: Amending Section 1286.01 “Permitted Uses” Rental Rooms in R-1 District**

Market moved the second reading of Ordinance 1227-19. Ladd seconded.

Roll: Ladd; yes, Faris; yes, Market; yes, Koehler; yes, Boyles; yes, McCann; yes. Motion Carries.

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

Market moved the second reading of Ordinance 1228-19. Boyles seconded.

Roll: Ladd; yes, Faris; yes, Market; yes, Koehler; yes, Boyles; yes, McCann; yes. Motion Carries.

**RES: 04-19: Accepting and Authoring Necessary Tax Levies and Amounts determined by Budget Commission**

Faris moved Resolution 04-19 be introduced and treated as an emergency. Market seconded.

Roll: Ladd; yes, Faris; yes, Market; yes, Koehler; yes, Boyles; yes, McCann; yes. Motion Carries.

Faris moved to waive the three-reading rule for Resolution 04-19. Market seconded.

Roll: Ladd; yes, Faris; yes, Market; yes, Koehler; yes, Boyles; yes, McCann; yes. Motion Carries.

Faris moved Resolution 04-19 go in to effect immediately. Ladd seconded.

Roll: Ladd; yes, Faris; yes, Market; yes, Koehler; yes, Boyles; yes, McCann; yes. Motion Carries.

**Meeting Minutes:**

Boyles moved to approve Special Meeting minutes from August 7<sup>th</sup>, 2019. Koehler seconded.

Roll: McCann; yes, Faris; yes, Ladd; yes, Koehler; yes, Boyle;s yes, Market; yes. Motion Carries.

Boyles moved to approve Regular Meeting minutes from August 14<sup>th</sup>, 2019. Ladd seconded.

Roll: McCann; yes, Faris; yes, Ladd; yes, Koehler; yes, Boyle;s yes, Market; yes. Motion Carries.

Boyles moved to approve Public Hearing minutes from August 14<sup>th</sup>, 2019. Ladd seconded.

Roll: Boyles; yes, Koehler; yes, Ladd; yes, Market; yes, Faris; yes, McCann; yes. Motion Carries.

**Financials:**

Faris moved to approve August Financial Statements including: (T&N/Bills/PO’s over 3K/Supplemental Appropriations/Mayor’s Court). Boyles seconded.

Roll: McCann, yes, Faris; yes, Market; yes, Ladd; yes, Koehler; yes, Boyles; yes. Motion Carries.

Faris moved to approve bills to be paid. Market seconded.

Roll: McCann, yes, Faris; yes, Market; yes, Ladd; yes, Koehler; yes, Boyles; yes. Motion Carries.

**Expenditures:**

Faris moved to approve American Legal Invoice up to \$9,250.00. Ladd seconded.  
Roll: Boyles; yes, Ladd; yes, Faris; yes, McCann; yes, Market; yes, Koehler; yes. Motion Carries.

Ladd moved to approve Thyssenkrupp Elevator Invoice \$6,087.00. Seconded by Market.  
Roll: Boyles; yes, Ladd; yes, Faris; yes, Market; yes, Koehler; yes, McCann; yes. Motion Carries.

Faris moved to approve Walter-Haverfield Invoices for Village: \$35,964.99 and Planning Commission: \$12,685.46. Ladd seconded.  
Roll: Boyles; yes, Ladd; yes, Faris; yes, McCann; yes, market; yes, Koehler; yes. Motion Carries.

Faris moved to approve Fiscal Officer to Attend Treasurer's Conference on Put-in-Bay October 2<sup>nd</sup>- October 4<sup>th</sup>,2019. Seconded by Market.  
Roll: Boyles; yes, Ladd; yes, Faris; yes, McCann; yes, market; yes, Koehler; yes. Motion Carries.

**No Action Needed:** Carl Feick Proposal (engineering drawings for village sewer extension to Stonehenge)

\*Explanation given by Village Administrator.

Market moved to approve 2<sup>nd</sup> Installment of Village Liability Insurance Coverage: \$44,966.00. Seconded by Ladd.  
Roll: Boyles; yes, Ladd; yes, Faris; yes, McCann; yes, Market; yes, Koehler; yes. Motion Carries.

Faris moved to approve the Planning Commission's request to appoint a committee to revise the Village's Land Use Plan. Market Seconded.  
Roll: Boyles; yes, Ladd; yes, Faris; yes, McCann; yes, Market; yes, Koehler; yes. Motion Carries.

New zoning maps will be framed and hung on Townhall Wall. Village Administrator is directed to facilitate.

Market volunteered to serve on Land use committee.

**PUBLIC PARTICIPATION:**

Jodi Frimmel: PIBGC

Bathing Beach discussion; Fiscal Officer explained the cost of hiring a maintenance employee for the specific purpose of maintaining bathing beach 6 months out of the year, and equipment to do so. It would be up to Council to budget for said amount in 2020 if that is what they choose to do. PIB Investments has also provided bathing beach services in the past. Village Administrator

will look into sand guards for utilities tractor and the possibility of purchasing a rake if the Village chooses to maintain the beach in the future.

Joan Booker: Questions about current tractor that the utility department owns.

\*Discussion took place on options of leasing the beach, selling to non-profit, bidding it out for auction.

Peter Huston: States importance of the beach to Island visitors, and the importance of it being available and usable.

Jim Duffy: PIBPOA

1 Island 1 Government discussion: POA conducted study years ago on the possibility; would the Village be at all interested in conducting an up to date study on this topic. There are many advantages and disadvantages to this study. Association would be more than happy to share the study with the Village for review.

\*Lengthy discussion took place on this topic and the parties that would/would not be interested.

Ken Ross: LEGENDS

Properties are required to annex into the Village/Township before being able to get city water. Zoning is addressed first and foremost.

## **REPORTS:**

(\*Department head reports included with meeting minutes)

### **Chief of Police:**

August Report

Active shooter drill will take place on Friday, September 13<sup>th</sup>, 2019.

### **Administrator:**

August Report

Manhole on Catawba will be repaired in the fall. Materials for finishing the Victory Ave loop are all in good condition. Village is sorting out who's responsibility it would be for the road paving since part of the Township is included in repair. If the project is over \$50k it will have to go out for bid. Mack McCann hired PDG to review his impact fees.

### **Fiscal Officer:**

August Financial Reports were completed and handed out to council.

Vehicle Licensing Tax Report- updated spread sheet on non-paying business owners.

Working with Legal Council to complete Village policy and procedures handbook for the end of 2019.

Tammy Harrington paid a visit to the island to address any non-compliant business owners on the status of their resort tax ID.

Village Administrator, Legal Counsel and Fiscal Officer are working towards a job description of Assistant Village Administrator and salary description for October meeting.

**COMMITTEE REPORTS:**

Recap of EPA meeting.

**REFERRED TO LEGAL COUNSEL:**

Lampela litigation – waiting on Supreme Court decision on if they want to hear the case or not. Mathys brief is due at the end of the month.

No response from Megabits on their proposal to the Village.

Faris: during mayfly season, the downtown lights were turned off to prevent swarms. Is the Village legally responsible for injuries sustained by visitors tripping and falling because it is dark?

Legal Counsel: No. The Village has the right to determine the welfare of the streets, turning off a few lights is safer than piles of slippery mayflies on the ground.

**LETTERS AND MATERIALS SUBMITTED:**

Cindy Skelton-Becker letter to council: Request for improvement at the end of Toledo Avenue.

**Ladd moved to adjourn the meeting. Seconded by Koehler**

**Roll: Voice Vote; all yes.**

**Meeting adjourned at 10:51 AM.**

*Council may enter into executive session for the discussion of any items listed in R.C. 121.22*



**WORKSHOP MEETING NOTES**

(Meeting recordings available by request to Fiscal Officer)

Village of Put-in-Bay Council

Wednesday, September 4<sup>th</sup>, 2019

9:00 AM

Mayor Dress called the meeting to order at 9:01 AM.

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

Susan Anderson not in attendance.

ORD: 1209-19	Amending Chapter 866- Taxicabs	Tabled
ORD: 1223-19	Chapter 8 – Parking	Seconded Reading
ORD: 1224-19	Adopting Rules/Regulations LPSS	Second Reading
ORD: 1225-19	New Section 1044.22 of Ch.1044	Second Reading
ORD: 1226-19	Leitch – Application Denial	Second Reading
ORD: 1227-19	Amending Section 1286.01 “Permitted Uses” Rental Rooms in R-1 District	Second Reading
ORD: 1228-19	Amending Sections regarding to “Permitted and Special Uses” in C-1 and C-2 Districts	Second Reading
RES: 04-19	Accepting and Authoring Necessary Tax Levies And Amounts determined by Budget Commission	Intro/First

Council will act on the following:

Approve: Meeting Minutes: Special Meeting – August 7<sup>th</sup>, 2019  
Regular Meeting- August 14<sup>th</sup>, 2019  
Public Hearing – August 14<sup>th</sup>, 2019

Approve: August Financial Statements including:  
(T&N/Bills/PO’s over 3K/Supplemental Appropriations/Mayor’s Court)

Approve: Bills to be paid

Approve: American Legal Invoice

Approve: Thyssenkrupp Elevator Invoice \$6,087.00

Approve Walter-Haverfield Invoices (through July 31<sup>st</sup>):

Village: \$35,964.99

Planning Commission: \$12,685.46

Approve: Fiscal Officer to Attend Treasurer’s Conference on Put-in-Bay October 2<sup>nd</sup>-  
October 4<sup>th</sup>,2019

Approve: Carl Feick Proposal (engineering drawings for village sewer extension to  
Stonehenge)

Discussion: Bathing Beach Maintenance Position and Equipment Purchase

Approval: 2<sup>nd</sup> Installment of Village Liability Insurance Coverage: \$44,966.00

Kelly Faris expressed concern on the proper sealing of the roads in the village, and the manhole that was recently repaired due to a water line break.

**PUBLIC PARTICIPATION:**

Bill Jellison: Concerns about Sebring's home and the status of the LPSS.

Joan Booker: Would like to know the Village's future plans for the high water that will occur next season on Bayview.

Jodi Frimmel: Representing PIBGC; Bathing Beach is not being kept up with. Being the Village owns the property, what options can be explored with keeping it up. Can the Village employ a designee to maintain beach? Can Village afford equipment for the upkeep of the beach?

Kathi Spayde: Concerns with underage golf cart drivers. Asked Police Dept. what they do to regulate, and how often do they ticket for this offense?

Mack McCann: Received a large bill for water that he has already paid. Would like to dispute. Village Administrator directed him to stop at the Utility Dept to go over documents that would provide proof of payment.

Boyles voiced questions on impact fees and seat counts.

**REPORTS:**

(\*Department head reports included with meeting minutes)

**Chief of Police:**

August Report

**Administrator:**

August Report

**Fiscal Officer:**

August Financial Report will be completed by the September Regular Meeting.  
Vehicle Licensing Tax Report- updated spread sheet on non-paying business owners  
Niese change of ownership objection- will submit per council direction

**COMMITTEE REPORTS:**

Water/Sewer Committee will schedule a date to meet

**REFERRED TO LEGAL COUNSEL:**

Susan Anderson was not able to attend meeting, will address council at the Regular Meeting 9-11-2019.

**LETTERS AND MATERIALS SUBMITTED:**

Cindy Skelton-Becker letter to council: Request for improvement at the end of Toledo Avenue.

**Boyles moved to adjourn the meeting. Seconded by Ladd.**

**Roll: Voice Vote; all yes.**

**Meeting adjourned at 10:01 AM.**

*Council may enter into executive session for the discussion of any items listed in R.C.  
121.22*

Public Hearing  
August 14<sup>th</sup>, 2019 at 11:30 AM  
Village Town Hall.

The purpose of the Public Hearing is:

To introduce Ordinance 1222-19 as Ordinance 1226-19; AN ORDINANCE DENYING THE APPLICATION OF DANIEL B. LEITCH AND JEFFREY T. LEITCH TO AMEND THE OFFICIAL ZONING MAP OF THE VILLAGE OF PUT-IN-BAY TO CHANGE THE ZONING CLASSIFICATION OF PARCEL NO. 0250577007525000, 206 TOLEDO AVENUE, FROM R-1 RESIDENTIAL DISTRICT SINGLE FAMILY TO C-2 GENERAL COMMERCIAL DISTRICT. *And hold the First Reading.*

To introduce Ordinance 1223-19 as Ordinance 1227-19; AN ORDINANCE AMENDING SECTION 1268.01, "PERMITTED USES," OF THE PLANNING AND ZONING CODE OF THE VILLAGE OF PUT-IN-BAY REGARDING RENTAL ROOMS IN THE R-1 DISTRICT. *And hold the First Reading.*

To introduce Ordinance 1224-19 as Ordinance 1228-19; AN ORDINANCE AMENDING SECTIONS 1272.01, 1274.01, AND 1274.02 OF THE PLANNING AND ZONING CODE OF THE VILLAGE OF PUT-IN-BAY REGARDING PERMITTED AND SPECIAL USES IN THE C-1 AND C-2 DISTRICTS. *And hold the first reading.*

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

Mayor Dress called the Public Hearing to order at 11:34 AM.

Mayor address public as to who would like to speak on the following:

**Ord. 1226-19:**

No public commentary.

Boyles introduced Ord. 1226-19 as the first reading.

**Ord. 1227-19:**

Kevin Becker 192 Toledo Avenue.

Mayor Administered oath to Mr. Becker.

Mr. Becker would like to know the definition of "Special Use". Boyles provides an explanation of Special use permits and explains the process of applying for a special use permit. All applications are addressed on a case by case basis. Explained what rental rooms are as opposed to a Bed and Breakfast or an Air B-n-B.

Boyles introduced Ord. 1227-19 as the first reading.

**Ord. 1228-19:**

No public commentary.

Boyles introduced Ord. 1228-19 as the first reading.

Boyles moved to adjourn the public hearing. McCann seconded.

Roll: Voice vote; all yes. Motion carries.

Public Hearing adjourned at 11:40 AM.

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Mayor

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Fiscal Officer

Regular Council Meeting  
Wednesday, August 14<sup>th</sup>, 2019  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met on August 14<sup>th</sup>, 2019 at 9:00 AM for a Regular Meeting.

Mayor Jessica Dress called the meeting to order at 9:00 AM.

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

Susan Anderson was in attendance.

Council took action on the following items:

***ORD: 1209-19 Amending Chapter 866- Taxicabs***  
*Tabled until committee meeting is scheduled to discuss.*

**ORD: 1223-19 – Parking on Delaware Avenue/Bathing Beach**  
Faris introduced Ordinance 1223-19 as the first reading.

**ORD: 1224-19 Adopting Rules/Regulations LPSS**  
Faris introduced Ordinance 1224-19 as the first reading.

\*Discussion took place on Toledo Ave developer plans  
Susan Anderson addresses council concerns on financial responsibility of system, and design plans for current projects.  
Doug Nusser explains to council how Ottawa County facilitates their LPSS rules and regulations, maintenance, and financial responsibility; and general maintenance of current islander LPSS customers. Also discusses who the system will service, and who it will not.

**ORD: 1225-19 New Section 1044.22 of Ch.1044**  
Market introduced Ordinance 1225-19 as the first reading.

### **MINUTES**

Koehler motioned to Approve Meeting Minutes from Special Meeting July 3<sup>rd</sup> and July 29<sup>th</sup>, 2019 and Regular Meeting July 10<sup>th</sup>, 2019. Second by Market.

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

### **FINANCIALS**

Faris moved to Approve all July Financial Statements including: (T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court). Seconded by Market.

Roll: Voice Vote; all yes. Motion carries.

### **BILLS**

Faris motioned to Approve Bills to be paid. Market seconded.

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

### **Revised Taxicab Inspection Form**

Mayor Dress explained that approval is not needed from Council. Chief Riddle is taking time to look over inspection sheet.

Boyles expresses concern with timeline of enforcement of cab violations.

### **Officer Simmons resignation letter**

Council does not need to approve the letter. Susan Anderson advises Administration to forward an acceptance of resignation letter to be sent.

### **LEXIPOL**

Boyles moved to approve Lexipol Subscription; policy and training module; with a yearly fee of \$1,503.00. Seconded by Market.

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

### **SICK TIME PAYOUT**

Faris moved to Ratify Deezeuw sick leave payout to be \$6,882.19 after taxes, not the originally approved \$7,953.85. Seconded by Koehler.

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

### **SALARY INCREASE**

Faris moved to ratify Blumensaadt Salary Increase; specific to the percentage increase, not the dollar amount increase. Seconded by Boyles.

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

### **DEBT SERVICE**

Faris moved the Retroactive approval for reallocation of 3301 debt service amounts into principal and interest funds as June 1<sup>st</sup>,2019.

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

### **APPROPRIATIONS**

Faris motioned to Approve Appropriations for fund 5701; in the amount of \$1,686,782.00. Seconded by Boyles.

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

### **PROBATIONARY PERIOD**

Mayor Dress recommends council approve the end of Corporal Russo's 6-month probationary period.

Faris moved to approve the end of Corporal Russo's 6-month probationary period.  
Seconded by McCann.

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

### **MATHY'S PROPERTY**

Boyles explains the complaints received in regard to yellow posts on Mathy's property. Zoning discussed the issue during planning commission meeting. Noncompliance with zoning requirements have led to zoning violations. Will remain in planning commission until further notice.

### **BUCKEYE PUMPS**

WTP Superintendent Mendoza explains the need for the seconded pump during the peak season.

Boyles moved to approve Buckeye Pumps quote in the amount of \$14,716.00 for a new pump for the Village ground water storage system. Seconded by Market.

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

### **PUBLIC PARTICIPATION:**

1. Bruce Sunderman- checking on status of proposal that was sent to the Village from Megabits; internet on A and C dock and Village bathhouse. Went over terms and conditions and financial responsibility.

Boyles moved to authorize Susan Anderson to enter negotiation with Megabits to develop a written lease subject to council approval. Faris seconded the motion.

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

### **REPORTS:**

#### **Chief of Police:**

Attended Township Trustee Meeting where the discussion of a water rescue team was proposed.

Explained the vehicle collision between EMS and the police department.

Updated council that white police cruiser is on the mainland being serviced for breaks.



**Administrator:**

ILYA completed their stay on the island; will submit payment.

A-dock has been cleaned and scrubbed, and Westfield Electric has repaired the pedestals that were damaged by weather.

Asset Management will be completed by PDG and submitted to the EPA by the end of the month.

Backflow project has been completed.

Asking for direction on Bulk Water rate; has not been raised in years. Market requests a formula to base the increase off. Also to include a flat rate application fee to be implemented.

**New Hire**

Explained the need to hire a Class 3 Water Operator at the rate of \$30.00/hour, and to be employed no more than 16 hours a week. He will be responsible for all travel costs and airfare and will pay rent to the Village at the rate of \$5.00/night to be housed in the Utility Townhome's.

Mayor Dress recommends to council the hiring of Class 3 water operator Jack Evans as a part time employee at a rate of \$30.00/hour.

Market moved to authorize Village Administrator to hire Mr. Evans at the rate of \$30.00/hour effective as of August 14<sup>th</sup>, 2019. Faris seconded.

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

Village Administrator addresses the P.O.A concerns that were discussed at the workshop session relating to the future of the Village water system. The EPA will be visiting the island to discuss and answer any and all questions relating to the topic. Village Administrator will report to council and mayor on when that meeting will be scheduled.  
\*discussion of whether to hold this meeting as a Town Hall meeting including Township, council, Village residents.

**Victory Avenue Loop**

Drawings for the second part of the phase to complete the loop have been completed and good for 5 years. The cost estimate will need to be adjusted due to inflation, and products will need to be looked at to see if they are still good to use. The cost of the project was set at \$116,00.00.

A future plan for replacing water line from the school to Delaware could be included in the Victory Ave loop project. The Village will explore funding from OWPC in the fall, and project will go out for bid if approved.

3301 Bayview Ave debt was discussed and further exploration into what the project was will be conducted by the Fiscal Officer and the Village Administrator.

**Fiscal Officer:**

**Vehicle Licensing Fee:**

Presented council with the current status of the fee; who was sent a letter and who has remitted payment. Fiscal Officer will meet with Clerk Goaziou to compile a list of non-paying businesses and the amount of back pay for the past 6 years.

**American Legal:**

Fiscal Officer is looking for approval to go ahead and send all Ordinances needed to update the Village Codified Ordinances to American Legal, and report back at the September Regular Meeting with a quote of the cost for update.

Will work with Don Dress in updating the Village Website to include Minutes, Agenda, and all current/up to date Village information.

**COMMITTEE REPORTS:**

**Water/Sewer Committee:**

Will set a date to meet as soon as availability of the EPA is presented by Village Administrator.

**Property Committee:**

Recap of the last meeting; School and Park both want to purchase any available land on the Fredrick Property that the Village is willing to sell. Susan Anderson addressed council how they would not be able to sell to the park because it is a non-profit organization. The possibility of leasing to the park was discussed.

The possibility of moving the Police Department housing from the back of Townhall to the Fredrick Property was discussed. Council will need to decide to move ahead with entertaining offers of a sale.

Joe Cerny asked questions of the zoning of property; Mayor Dress explained zoning code is being reviewed.

**REFERRED TO LEGAL COUNSEL:**

The brief for Islander Inn and Mathy's lawsuit has been filed; they requested the Supreme Court review the case. Village has its brief due in 30 days. Anderson will circulate both to be reviewed if Council would like to do so.

Lampela case will be heard by the Supreme Court.

Former Village Administrator Glenn Basting appealed the Worker's Comp. denial.

Kelly Niese criminal trial set for September 24<sup>th</sup>- 26<sup>th</sup>, 2019.

Anderson will talk to insurance agent to research the Submerged Land Lease filing error facilitated by the former Fiscal Officer and see if it is subject to be covered by insurance.

Koehler started lengthy discussion on Liability Insurance and the Village policy. Used Flint Michigan as an example. Would the village be responsibly for bad water if sickness were to occur.

Anderson explained how that case differs from many other cases. Joe Cerny explained that places are held accountable for putting out a bad product.

**LETTERS AND MATERIALS SUBMITTED:**

Sandy Hartzel noise complaint letter.

Boyles moved to adjourn the Regular Meeting.  
McCann Seconded.  
Roll: Voice Vote; All yes.

Meeting Adjourned at 10:31AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Workshop Session Notes  
Wednesday, August 7<sup>th</sup>, 2019  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met on August 7<sup>th</sup>, 2019 for a Workshop Session to set the Agenda for the Regular Meeting set for August 14<sup>th</sup>, 2019.

President Pro-Tempore Boyles called the meeting to order at 9:02 AM.

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

Aimee Lane was in attendance.

Council will act on the following Ordinance's:

<i>ORD: 1209-19</i>	<i>Amending Chapter 866- Taxicabs</i>	<i>Tabled</i>
<i>ORD: 1223-19</i>	<i>Chapter 8 – Parking</i>	<i>Intro/First Reading</i>
<i>ORD: 1224-19</i>	<i>Adopting Rules/Regulations LPSS</i>	<i>Intro/First Reading</i>
<i>ORD: 1225-19</i>	<i>New Section 1044.22 of Ch.1044</i>	<i>Intro/First Reading</i>

**ACTION OF COUNCIL NEEDED:**

Approve: Meeting Minutes: Special Meeting July 3<sup>rd</sup> and July 29<sup>th</sup>, 2019 and Regular Meeting July 10<sup>th</sup>, 2019

Approve: July Financial Statements including: (T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court)

Approve: Bills to be paid

*Approve: Revised Taxicab Inspection Form (if complete)*

Approve: Officer Simmons resignation letter

Approve: Lexipol Subscription Fee of \$1,503.00

Ratify: Deezeuw sick leave payout to be \$6,882.19 after taxes, not the originally approved \$7,953.85

Ratify: Blumensaadt Salary Increase

Approve: Retroactive approval for splitting 3301 debt service amounts into principal and interest funds – June 1<sup>st</sup>, 2019

Approve: Appropriations for fund 5701; in the amount of \$1,686,782.00

**PUBLIC PARTICIPATION:**

1. Joan Booker raised complaints on Taxi's being unavailable at certain times of the day; 6:30 am, 11:30pm, and 2:30 pm. Coop's cabs were in attendance and stated that his cab business off and on last week was not operating on 24 hour availability due to losing a driver and not wanting to overexert drivers; and that he cannot speak for other cab

companies. Faris stated that all cabs should be available 24 hours a day, and if they are not available, the call needs to be forward to a taxi that is running.

Booker also expressed concerns on the dumpsters in the Village; is there anything that can be done about the smell and leakage of them. Is there an Ordinance addressing Dumpsters.

**REPORTS:**

**Chief of Police:**

July Report  
Lexipol Request

**Administrator:**

July Report

**Fiscal Officer:**

June Financial Report  
American Legal Update

**COMMITTEE REPORTS:**

Koehler would like to arrange a Water/sewer Committee meeting with Village Administrator and someone from the EPA to further discuss POA letter and request. No date was set.

Boyles directed Village Administrator to investigate what it would take to complete the Victory/Bayview Ave loop.

**REFERRED TO LEGAL COUNSEL:**

**LETTERS AND MATERIALS SUBMITTED:**

Taxi Cab Complaint Letter – Dusty Dykeman

PIB POA Letter – PDG Regional Solution

Boyles stated he has had extensive conversations with POA. Stated opinion on the matter.

POA would just like to know if the Village has considered the future, and to look into funding for a waterline to the mainland.

Market stated the need to remain objective and research all facts. Outsourcing a non-biased party to conduct a report on the full pro's and con's including finances and then holding a Public Hearing may be in the best interest of the Village.

Koehler: Understands the engineering difficulties that may arise with a waterline to the mainland but looking at the shelf life of the current Village water plant, it may cost more to replace. Would like a sit down with the EPA on what they have in mind for the Village 20-30 + years.

P.O.A. is just requesting a report/water study for the future 10+ years. If there is funding available, would the Village be willing to research more?

Village Administrator: Explained that the Village does not qualify for the assistance program. The Village is not at a poverty level, nor does it meet the requirements to qualify for financial assistance.

\*In depth conversation continues to take place on the state of the current water plant and exploring the option of another source for water.

Village Administrator and members of the Water/Sewer Committee agreed to set a committee meeting with someone from Poggemeyer and the EPA. No time or date was set at this time.

Boyles moved to adjourn the meeting at 10:04 AM.

Seconded by Ladd.

Roll: Voice Vote; All yes.

Meeting Adjourned at 10:04 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Wednesday, August 7<sup>th</sup>, 2019  
8:30 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Wednesday, August 7<sup>th</sup>, 2019 at 8:30 AM.

President Pro-Tempore Boyles called the meeting to order at 8:34 AM.

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

Faris introduced Ordinance 1222-19; AN ORDINANCE ESTABLISHING A TEMPORARY MORATORIUM ON THE ACCEPTANCE, PROCESSING AND APPROVALS OF NEW APPLICATIONS FOR THE BUSINESS LICENSES FOR MOBILE OR FIXED INTRAVENOUS THERAPY BUSINESSES AND DECLARING AN EMERGENCY.

Faris moved to treat Ord. 1222-19 as an emergency. Seconded by Boyles.

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

\*Koehler states he will only vote yes to put the motion on the floor. Boyles explains it will be treated as an emergency. Koehler agrees.

McCann arrived at 8:40 AM.

Faris moved to waive the three-reading rule for Ord. 1222-19. Boyles seconded.

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

\*before Market voted he expressed concerns on if this ordinance is restrictive enough. Will this close all loopholes. Faris stated it is a start to the process. Cannot stop renewals, but can prohibit new applicants.

McCann arrived at 8:39 AM.

Faris moved ord. 1222-19 go into effect immediately. Boyles seconded.

Koehler; yes, Boyles; yes, Faris; yes, Market; yes, Ladd; yes, McCann; yes.

Motion carries.

Motion to adjourn the special meeting by Boyles and seconded by Faris.

Roll: Voice Vote; all yes. Motion Carries.

Meeting Adjourned at 8:41 AM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_



Property Committee Meeting

July 15<sup>th</sup>, 2019 2019

9:00 AM

Village Town Hall

**Council Members:**

1. **Jake Market, Chair**
2. **Jeff Koehler**
3. **Michael McCann**
4. **Paula Ladd**
5. **Chief Steve Riddle**
6. **Mayor Jessica Dress**

**Public:**

**Marv Booker**

**Discussion:**

The Village is contemplating the potential sale of parts of the Erie Street Property. The school has stated that they will be interested in whatever the Village would like to sell. Park trust is also interested in a portion of the property to build maintenance barn and apartment for employees.

Councilman Koehler advised the Village to find out what the school and the park want/need.

Market will do research on what institution wants what property; bring back to council.

Council will decide on the dollar amount.

Discussion took place on moving police housing from behind Townhall and taking it to the Erie Street property. Market will research how much it would cost to move the buildings.

Fiscal Officer will explore the option for grant/loan funds to cover building new housing units.

Regular Meeting of Council  
Wednesday, July 10<sup>th</sup>, 2019  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday July 10<sup>th</sup>, 2019 at 9:00 AM in the Town Hall.

Mayor Dress called the meeting to order at 9:04 AM.

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

Solicitor Susan Anderson was in attendance.

Council acted on the following:

**ORDINANCE:**

***ORD: 1209-19 Amending Chapter 866- Taxicabs - Tabled***

**ORD: 1215-19 Amending Sections 1260(41), 1288.04(j) and 1292.03 of the Planning and Zoning Code of The Village Of Put-in-Bay Regarding Swimming Pools.**

Boyles moved the third and final reading of Ord 1215-19. Seconded by Ladd.

Roll: Market; yes, McCann; yes, Ladd; yes, Faris; yes, Koehler; yes, Boyles; yes. Motion Carries. Ordinance 1215-19 passed.

**ACTION OF COUNCIL NEEDED:**

Ladd moved to approve Meeting Minutes: Regular Meeting June 12<sup>th</sup>, 2019. Seconded by Faris.

Roll: Boyles; yes, Faris; yes, McCann; yes, Market; yes, Ladd; yes, Koehler; yes. Motion Carries.

Potential repeal of Boyles motion made at the June regular meeting regarding housing utilities being paid out of General Fund, not the department.

\*discussion took place after Fiscal Officer gave clarification based on Auditor opinion; not proper procedure to shuffle funds already budgeted for the year. Specific fund could be developed for the 2020 budget.

Boyles moved to rescind his prior motion. Faris seconded.

Roll: McCann; yes, Faris; yes, Market; yes, Boyles, yes. Ladd; yes, Koehler; yes. Motion Carries.

Faris moved to approve June Financial Statements including: (T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court). Seconded by Boyles.

Roll: McCann; yes, Faris; yes, Boyles; yes, Market; yes, Ladd; yes, Koehler; yes. Motion Carries.

Boyles moved to approve all bills to be paid. Seconded by Ladd.

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

Low Pressure Sewer System Policy will be tabled until August meeting.

Mayor Dress gave an update on the revised Taxi Cab Inspection Form. Will take suggestions on any additions/deletions. Legal Counsel will review.

Additional inspections may take place after new inspection criteria has been established.

Faris moved to approve the \$500.00 security deposit reimbursement to Officer Mariano. Seconded by Boyles.

Roll: Koehler; yes, Faris; yes, Ladd; yes, Market; yes, Boyles; yes, McCann; yes. Motion Carries.

Koehler moved to approve a salary increase of 10% for Fiscal Officer Courtney Blumensaadt; bringing salary up to \$46,500.00 effective next pay period. Market seconded the motion.

Roll: Faris; yes, Ladd; yes, Market; yes, Boyles; yes, Koehler; yes, McCann; yes. Motion Carries.

Village Administrator updated council on status of trash cans for the Village. Kroger is willing to provide cardboard reusable cans for the Village to try.

Faris moved to authorize a purchase up to 20 boxes, not to exceed \$300.00. Seconded by Market.

Roll: Koehler; yes, Boyles; yes, Ladd; yes, Market; yes, McCann; yes, Faris; yes. Motion Carries.

#### **PUBLIC PARTICIPATION:**

Ed Fitzgerald – Concerns with the proper procedure of issuing sound violations. Would like clarification on who the police issue tickets to. Owner/establishment/bartender.

Parking – will be putting up no parking signs and designating certain spots on his property and easement to be emergency vehicle only. A one-way traffic pattern will be established on his easement behind the Commodore Hotel.

## **REPORTS:**

### **Chief of Police:**

Chief's Report June 2019. Delaware Ave will be closed on Saturday's depending on volume of traffic on the island that day.

### **Administrator:**

Administrator Report June 2019

All proper signage is up and posted. Administrator provided a copy of the seat count procedure to council to further clarify how it is done. EPA set the standards on how this procedure is conducted.

Boyles stated handicapped parking sign has been knocked down and is sitting leaning up on the Mossbacks building.

Boyles questioned Dunfee bill for the Bathhouse. Village Administrator explained it was higher than usual because of the prolonged work that needed to be done.

### **Fiscal Officer:**

June 2019 Financial Report

Vehicle Licensing Tax letter has been sent out, with a due date of August 1<sup>st</sup>, 2019.

Council expressed concern in the honesty of golf cart rental businesses on how many carts they are reporting. Discussed a more thorough way to account for Village golf carts.

Provided council with a resort tax update; Tammy Herrington will be on the island early September to visit businesses that are not in compliance with the state. Village will be receiving a large disbursement at the end of September 2019. Requested a Finance committee meeting to be scheduled; set for July 18<sup>th</sup>, 2019 at 9:00 am to discuss 2019 budget and status in 3<sup>rd</sup> quarter.

### **Legal Report:**

Currently working towards the completion of Village Policy and Procedure Manual.

Recommended council call a committee meeting to review any changes that will need to be made. Meeting time was not set.

Requests council to enter into executive session for the discussion of pending and imminent litigation.

## **PLANNING COMMISSION:**

Council set the date for the Public Hearing regarding the following:

- (1) Recommendation to amend the Zoning Code regarding C-1 and C-2 uses with a proposed ordinance.
- (2) Recommendation to amend the Zoning Code regarding rental rooms in the R-1 district with a proposed ordinance.
- (3) Recommendation regarding the Leitch rezoning request (206 Toledo Ave.) with a proposed ordinance.

Public Hearing will be August 14<sup>th</sup>, 2019 at 11:30 AM.

Mayor Dress stated that John Galvin from DeRivera park attended the last zoning meeting and is looking for property for maintenance and housing. Mayor would be interested in discussing the potential sale of portion of Fredricks Property. There is a back corner that they would be interested.

A Property Committee meeting has been scheduled for July 15<sup>th</sup>, 2019 at 9:00 AM. School Board representative and John Galvin will be requested to attend.

### **EXECUTIVE SESSION**

Boyles moved to enter in to two consecutive executive sessions *to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official; and pending or threatened litigation.* Seconded by Market.

Roll: Koehler; yes, Boyles; yes, Ladd; yes, Faris; yes, Market; yes, McCann; yes, Motion Carries.

Council entered executive session at 10:10 AM.

Faris moved to exit executive session. Market seconded.

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

Council returned to regular session at 10:50 AM.

Faris moved to increase Mike Mewhorter's hourly wage to be increased to \$32.50/hour, making his equivalent to the other operators with the same level of Class standing; effective the next pay period. Seconded by Ladd.

Roll: Boyles, yes, Ladd; yes, Koehler; yes, Market; yes, McCann; yes, Faris; yes. Motion Carries.

Boyles moved to increase Officer Melissa Wilde's hourly wage to be \$16.00/hour; an increase of \$1.00/hour. Retroactive to the last pay period. Seconded by McCann.

Roll: Ladd; yes, Koehler; yes, Boyles; yes, Market; yes, Faris; yes, McCann; yes. Motion Carries.

Boyles moved to direct Susan Anderson to facilitate a title search for the property located at the water plant property/Cerny property; the entire parcel. Seconded by Koehler.

Roll: Ladd; yes, Koehler; yes, Boyles; yes, Faris; yes, McCann; yes, Market; yes. Motion Carries.

Koehler moved to adjourn the regular meeting. Seconded by Market.

Roll: Voice Vote; all yes. Motion Carries.

Meeting Adjourned at 12:52 PM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Agenda

**WORKSHOP MEETING MINUTES**

Village of Put-in-Bay Council

Wednesday, July 3rd, 2019

9:00 AM

Mayor Dress Called the planning meeting to order at 9:21 AM.

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

*ORD: 1209-19 Amending Chapter 866- Taxicabs Tabled*

\*Lengthy discussion took place on current and/or new requirements, inspections, and additions to the current Ordinance.

ORD: 1215-19 Swimming Pools Third/Final

**ACTION OF COUNCIL NEEDED:**

Approve: Meeting Minutes: Regular Meeting June 12<sup>th</sup>, 2019

Approve: April Financial Statements including: (T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court)

Approve: Bills to be paid

*Approval: Low Pressure Sewer System Policy (if complete) – Waiting on final additions from Poggemeyer Design Group.*

Approve: Revised Taxicab Inspection Form

Approve: Officer Mariano security deposit reimbursement \$500.00

Approve: Fiscal Officer Salary Increase

**PUBLIC PARTICIPATION:**

**REPORTS:**

**Mayor:**

Recommendation for more trash cans in the park/around the downtown Village area for busy weekends. Directed Village Administrator to research the purchase or rental.

Will be meeting with Chief to discuss traffic plans for the remaining busy weekends.

Proposed shutting down Delaware Ave.

Sheriff's Deputies, K-9 Units, and potential Mounted Police will be present.

IV Joint update – refer to zoning for further clarification.

Incentives for the safe and proper use of golf carts

**Chief of Police:**

June Report

Letters of Support sent out.

Stated that lights in the park will have to be ordered by Village Administrator

**Administrator:**

June Report

**Fiscal Officer:**

June Financial Report was presented to Council. Mayors Court report was not included; was not completed by the Clerk.

Housing Utilities; water/sewer/electricity from General Fund-

\*Lengthy discussion took place on the possibility of developing new fund for all Village Property Utilities; and eliminating the specific line item in the departments budget. Fiscal Officer will speak with Auditors to further clarify.

**COMMITTEE REPORTS:**

**REFERRED TO LEGAL COUNSEL:**

Update on Niese Trial

Looking into pre-litigation insurance for council for officials who have been subpoenaed.

Lampela Appeal- in favor of the Village.

Cerny update- has reached out to attorney and has had no response back.

**LETTERS AND MATERIALS SUBMITTED:**

Letters of concern from Anita McCann and Kim Stoiber regarding seat count that took place.

\*lengthy discussion took place on proper procedure of the seat count, and accurate counting; in comparison to Fire Marshall and Poggemeyer.

Boyles moved to adjourn the workshop session. Seconded by Ladd.

Roll: Voice Vote; all yes. Motion Carries. Meeting adjourned at 10:33 AM.



Special Meeting of Council  
Tuesday, July 3<sup>rd</sup>, 2019  
8:45 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Tuesday, July 3<sup>rd</sup>, 2019

Mayor Dress called the meeting to order at 8:50 AM.

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

Boyles moved to enter into executive session for the discussion of compensation of public employees. Seconded by Ladd.

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

Council entered into executive session at 8:52 AM.

Faris moved for council to exit executive session at 9:01 AM. Seconded by Boyles.

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

Faris made the motion to move the third and final reading of Ordinance 1216-19; Utility Wages. Seconded by Ladd.

Roll: McCann; yes, Boyles; yes, Faris; yes, Koehler; yes, Ladd; yes. Ordinance 1216-19 passed.

Mayor Dress presented the proposed wage increases for the Utilities Employees;

Faris moved to increase Jaime Mendoza's hourly wage by \$2.50/hour and Harry Williamson's hourly wage by \$1.83/hour; to be increased again once higher level of licensing has been achieved. Boyles seconded the motion.

Roll: McCann; yes, Boyles; yes, Faris; yes, Koehler; yes, Ladd; yes. Motion Carries.

Faris moved to amend prior motion to become effective for the next pay period. Seconded by Boyles.

Roll: Boyles; yes, Koehler; yes, Ladd; yes, McCann; yes, Faris; yes. Motion Carries.

Boyles moved to adjourn the special meeting; Ladd seconded.

Roll: Voice Vote; all yes. Motion Carries.

Meeting Adjourned at 9:20 AM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_

Regular Meeting of Council  
Wednesday, June 12<sup>th</sup>, 2019  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday June 12<sup>th</sup>, 2019 at 9:00 AM in the Town Hall.

Mayor Dress called the meeting to order at 9:02 AM.

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

Solicitor Susan Anderson was in attendance.

Council acted on the following:

**ORDINANCE:**

***ORD: 1209-19 Amending Chapter 866- Taxicabs - Tabled***

**ORD: 1215-19 Amending Sections 1260(41), 1288.04(j) and 1292.03 of the Planning and Zoning Code of The Village Of Put-in-Bay Regarding Swimming Pools.**

Boyles moves to amend the ordinance to the correct number. Seconded by Faris.  
Roll: Ladd, yes, Boyles; yes, Koehler; yes, McCann; yes, Faris; yes, Motion Carries.

Boyles moved to hold the second reading of Ord 1215-19. Seconded by Ladd.  
Roll: Koehler; yes, Boyles; yes, Ladd; yes, McCann; yes, Faris; yes, Motion Carries.

**ORD: 1216-19 Utility Wages**

Faris moved to hold the second reading of Ord 1216-19. Seconded by Ladd.  
Roll: Koehler; Boyles; yes, Ladd; yes, McCann; yes, Faris; yes. Motion Carries.

**RES: 25-19 A Resolution Authorizing Village of Put-in-Bay to Place a Temporary Moratorium on the Reissuance of Previously Granted Taxicab Licenses and Declaring an Emergency.**

Boyles moved to hold the third and final reading of Resolution 25-19. Seconded by Ladd.  
Roll: Koehler, Boyles, yes, Ladd; yes, McCann; yes, Faris; yes. Motion Carries.  
Resolution 25-19 goes into effect immediately.

**ORD: 1219-19 “A”- An Ordinance Amending Ordinance 1211-19 That Enacted New Chapter 1026 Titled “Use of Public Ways For Small Cell Wireless Facilities and Wireless Support Structures,” of the Streets, Utilities, and Public Services Code of the Codified ordinances of the Village of Put-in-Bay, and Declaring an Emergency.**

Boyles introduces Ord. 1219-19 “A” as an Emergency.

Roll: Ladd; yes, Koehler; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.

Boyles moved to waive the three-reading rule of Ord 1219-19 “A”. Seconded by Ladd.

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

Boyles moved that Ord 1219-19” A” go into effect immediately. Seconded by Ladd.

Roll: Ladd; yes, McCann; Yes, Koehler; yes, Faris; yes, Boyles; yes. Motion Carries.

**ORD: 1220-19 An Ordinance Adopting a Moratorium on Applications For, and the Granting of Building Permits, Zoning Approvals, Certificates of Business Occupancy and Certificates of Occupancy That Would Enable the Cultivation of Processing, Distribution or Sale of Medical Marijuana for a Period Not to Exceed One Year in Order to Allow the Village of Put-in-Bay to Review Applicable State and Local Laws, To Plan for Regulations Relating to Such Uses, and Declaring an Emergency.**

Faris introduces Ord. 1220-19. as an emergency.

Boyles moved to treat Ord. 1220-19 as am emergency. Seconded by Ladd.

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

Faris moved to waive the three-reading rule on Ord. 1220-19. Seconded by Boyles.

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

Faris moved for Ord. 1220-19 to go into effect immediately. Seconded by Boyles.

Roll: Ladd; yes, Boyles; yes, McCann; yes, Koehler; yes, Faris; yes. Motion Carries.

**ORD: 1221-19 An Ordinance Amending Sections 672.01, 672.02, 672.05, 672.07, 672.09 and 679.14 of Chapter 672, “Weapons and Explosives,” Of the Codified ordinances to Conform State Law, and Declaring an Emergency.**

Boyles moved to introduce Ord. 1221-19 as an emergency,

Boyles moved to treat Ord. 1221-19 as an emergency. Seconded by Koehler.

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

Boyles moved to waive the three-reading rule for Ord. 1221-19. Seconded by McCann.

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

Boyles moved for Ord. 1221-19 to go into effect immediately. Seconded by McCann.

Roll: Ladd; yes, Faris; yes, Koehler; yes, McCann; yes, Boyles; yes. Motion Carries.

Koehler wants to change his vote on Res. 25-19 for reasons of conflict of interest.

Koehler moves to rescind his affirmative vote on Res. 25-19 and revise it to an abstention.  
Seconded by Boyles.

Roll: Ladd; yes, Faris; yes, Koehler; yes, McCann; yes, Boyles; yes. Motion Carries.

### **ACTION OF COUNCIL NEEDED:**

Ladd moved to approve Meeting Minutes: May 8<sup>th</sup>. 2019- Special Meeting, May 15<sup>th</sup>, 2019, and Public Hearing May 15<sup>th</sup>, 2019. Seconded by Faris.

Roll: Voice vote; all yes. Motion carries.

Faris moved to amend May 5<sup>th</sup> meeting minutes: \$15/hr NOT \$16/hr for new utility employee. Seconded by Boyles.

Roll: Voice Vote; all yes. Motion Carries.

Faris moved to approve May Financial Statements including: (T&N/Bills/PO's over 3K/Supplemental Appropriations/Mayor's Court). Seconded by Boyles.

Roll: Voice Vote; all yes. Motion Carries.

Faris moved to approve all bills to be paid. Seconded by Ladd.

Roll: McCann; yes, Koehler; yes, Faris; yes, Boyles; yes, Ladd; yes. Motion Carries.

Faris moved to approve Utility Bills over \$3,000.00: USA Bluebook- \$3034.17, Poggemeyer: \$18,735.54, Calgon Carbon: \$11,992.20, Poggemeyer – Water System Asset Management: \$14,750.00, Zimmerman Paint: \$12,985.00. Seconded by Boyles.

Roll: Ladd; yes, Boyles; yes, Faris; yes, Koehler; yes, McCann; yes. Motion Carries.

Faris moved to approve OPWC (\$19,949.32) and ODWA (\$142,988.65) debt service due July 1<sup>st</sup>, 2019. Seconded by Boyles.

Roll: McCann; yes, Koehler; yes, Faris; yes, Boyles; yes, Ladd; yes. Motion Carries.

Faris moved to approve annual \$5,000.00 Village contribution to Bathhouse. Seconded by Boyles.

Roll: Ladd; yes, Boyles; yes, Faris; yes, Koehler; yes, McCann; yes. Motion Carries.

Ladd moved to approve the Ohio Municipal Joint Self-Insurance Semi-annual Payment \$44,966.00. Seconded by Faris.

Roll: Faris; yes, Koehler; yes, McCann; yes, Boyles; yes, Ladd; yes. Motion Carries.

Boyles moved to approve Swim/Sail water request; 500 gallons of water for dunk tank; \$7.50. Seconded by Ladd.

Roll: Koehler; yes, Faris; yes, McCann; yes, Ladd; yes, Boyles; yes. Motion Carries.

Boyles moved to approve utilities including water/sewer/electricity for police housing to come out of the General Fund, not the department fund. Seconded by Ladd.

Roll: Koehler; yes, Faris; yes, McCann; yes, Ladd; yes, Boyles; yes. Motion Carries.

No action was taken on payment for American Legal estimate for Ordinances. \$6,700-\$7,500 and \$550-\$650 for internet update. Fiscal Officer will conduct more research into this matter.

Faris moved that the Fiscal Officer be the point person to work American Legal. Seconded by Koehler.

Boyles added to the motion; “not limited to American Legal, but whatever company is chosen to facilitate online ordinance.”

Faris amends his original motion to be that the Fiscal Office be the point person to work with whatever company the Village chooses to produce the Codified Ordinances. Koehler seconded.

Roll: McCann; yes, Faris; yes, Koehler; yes, Boyles; yes, Ladd; yes. Motion Carries.

Boyles moved to approve the Walter-Haverfield Invoices in the amount of \$45,474.49. Seconded by Ladd.

Roll: McCann; yes, Faris; yes, Ladd; yes, Koehler; yes, Boyles; yes. Motion Carries.

*\*Discussion took place on the Village if Put-in-Bay and State codified ordinances on the hiring and approval of Deputies.*

Faris moved to confirm the Mayor’s appointments of the 2019 Police Roster as of June 1<sup>st</sup>, 2019. Seconded by Koehler.

Roll: McCann; yes, Faris; yes, Ladd; yes, Boyles; yes, Koehler; yes. Motion carries.

\*Chief attended Middle Bass Island Township meeting and confirmed that the Township will pay \$2,500.00 towards the \$4,894.00 radio expenditure and approved \$2,600.00 towards radio booster and antennae in the Township.

Boyles moved to approve the Police Department expenditure of \$2,500.00 to Ray’s Electronics for radios to come out of the General Fund Capital Improvements fund. Seconded by Ladd.

Roll: McCann; yes, Faris; yes, Ladd; yes, Boyles; yes, Koehler; yes. Motion Carries.

Faris moved to approve the Real Property 2<sup>nd</sup> Half payment of \$4,610.43. Seconded by Koehler.

Roll: Ladd; yes, Boyles; yes, Koehler; McCann; yes, Faris; yes. Motion Carries.

The approval of the Revised Taxicab Inspection Form: tabled to next Regular Meeting. Mayor Dress is still reviewing all Taxi Ordinances and State Regulations.

Approval of the Shoreline Protection: Poggemeyer is still determining the cost of the project.

The approval of Deputy Chief Doug Miller Resignation Letter and the approval for the Police Department to hire Miller replacement will be acted on after Executive Session.

Boyles questioned whether the IV bus would be classified as a “roving entertainment vehicle.” *Lengthy discussion took place on business licenses and fixed locations.*

### **PUBLIC PARTICIPATION:**

Ryan McBride- PIB Rolling Pub. Requesting confirmation that the space on Bayview Ave is indeed an appropriate for the rolling pub to make brief stops, as long as driver stays with the vehicle. Chief stated it is not a parking stop; but a pick- up and drop off spot. Boyles explained that the discussion has taken place on red zones and yellow curbs, and how taxis and pedicab may use them for brief pick-up and drop off zones. Boyles clarified that McBride’s request was correct as long as drives stays with vehicle.

Jodi Frimel – Requesting the Village provides a dump truck, driver, and a place to drop debris off after the Garden Club is finished cleaning the bathing beach. Legal Solicitor will work with Village Administrator to sort through liability waivers, volunteers.

Melinda Myers- Voiced concerns on Fisherman Parking at McCann field. She had heard it was not in compliance with the Zoning Ordinances for public parking lots rules and regulations. Mayor addressed that it was brought to zoning as an observation, and that there is no issue with parking at McCann field due to its service it pays to the community and downtown roads.

Steve Cooks- Concerns about license tags on quads and other low speed motor vehicles. Also, the road maintenance and responsibility for spills from dump trucks.

### **REPORTS:**

#### **Chief of Police:**

Chief’s Report May 2019

Explained how John Huffman – Karaoke Cart Owner/Operator paid him a visit stating he indeed was issued a 2019 Business License. Chief voices concern with the current moratorium that is in effect. Mayor stated she believed that license was issued before the moratorium went into action. Further communication will take place on this issue.

Chief suggested that after an Ordinance is written, it gets reviewed by the Magistrate; which then would be explained to the Chief on what he is to enforce. States it will provide an extra set of eyes on Ordinances that are complicated to understand.

**Administrator:**

Administrator Report May 2019

Addressed the parking stripes that were missed by Zimmerman Painting. They were corrected.

Safe Island Task Force signage had been dropped off, and any suggestions on placement for locations is appreciated.

3 “High Water” signs will be placed at the docks.

Administrator addressed councils concern with limited garbage cans in and around the park. Lake disposal will charge village \$15/ can for pick up on trash. The Village would be responsible for the purchase of additional garbage cans. There are currently 20-25 cans in the park.

Mayor Dress assigned this issue to the Safety and Streets Committee to review.

Koehler will look into signage for restrooms and lockers in the park, and coordinate with DeRivera Park.

Mayor Dress gave update on golf cart safety stickers. Safe Island Task Force has received 100% voluntary compliance. Mayor recommended that council approves a mandatory safety sticker for all golf carts for inspection for the year to come.

Susan Anderson will research the level of enforceability with the stickers if council see it necessary at this time.

Legal Solicitor responds to Chief’s suggestion of Ordinance enforcement. States that Ordinance drafts should not be reviewed by magistrate; as he is a neutral party. The prosecutor should be the third party in reviewing ordinances for enforcement.

Zoning Update:

Currently working on changing signage ordinances.

**Fiscal Officer:** May Financial Report

**LETTERS AND MATERIALS SUBMITTED:**

DeRivera Park Trustee Letter

Peter Beane – Letter regarding back flow concerns

Kerry Burris – rate increases for the elderly

**EXECUTIVE SESSION**

Boyles moved to enter in to two consecutive executive sessions *to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official; and pending or threatened litigation.* Seconded by Ladd.

Roll: Faris; yes, Koehler; yes, Boyles; yes, McCann; yes, Ladd; yes. Motion carries.

Council entered executive session at 10:30 AM.



Boyles moved to exit executive session. Ladd seconded.  
Roll: Voice Vote; all yes. Motion Carries.

Council returned to regular session at 11:40 AM.

Boyles moved to recess the regular meeting for 10 minutes. Seconded by Ladd.  
Roll: Voice Vote; all yes. Motion Carried.

Ladd moved to end recess and enter back into regular session at 11:55 AM. Seconded by Boyles.  
Roll: Voice Vote; all yes. Motion Carries.

Boyles moved to accept Deputy Doug Miller formal resignation letter. Seconded by Ladd.  
Roll: Faris; yes, Koehler; yes, McCann; yes, Ladd; yes, Boyles; yes. Motion Carries.

Boyles moved to allow Miller to use 5 Floating Holidays for the pay period ending on June 8<sup>th</sup> and allow him to use 2 weeks' vacation for use until his effective end date of June 17<sup>th</sup>, 2019.  
Faris seconded.  
Roll: Boyles; yes, Ladd; yes, McCann; yes, Koehler, yes, Faris; yes. Motion Carries.

Boyles moved to approve Chief Riddle to hire another full-time officer. Seconded by Ladd.  
Roll: Voice Vote; yes. Motion Carries.

Mayor Dress recommended to appoint Anne Auger for the permanent position of the Village Administrator for the Village of Put-in-Bay with a salary of \$62,000.00 per year; starting June 12<sup>th</sup>, 2019. Seconded by Ladd.  
Roll: Boyles; abstain, Ladd; yes, McCann; abstain, Koehler; yes, Faris; yes. Motion Carries.

Faris moved to adjourn the regular meeting. Seconded by Ladd.  
Roll: Voice Vote; all yes. Motion Carries.

Meeting Adjourned at 12:04 PM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Wednesday, May 8<sup>th</sup>, 2019  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday, May 8<sup>th</sup>, 2019 at 9:00 AM in the Town Hall.

President Pro-Tempore Boyles called the meeting to order at 9:00 am

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

Solicitor Susan Anderson not in attendance.

Council acted on the following:

**ORDINANCE:**

*ORD: 1209-19: Amending Chapter 866- Taxicabs TABLED*

**ORD: 1211-19: Enacting new chapter 1028: “Small Cell Design Guidelines” of the Streets, Utilities and Public Services Code.**

Boyles moved to hold the third and final reading. Market seconded.

Roll: Koehler, yes, Boyles, yes, Ladd, yes, Market, yes, Faris, yes, McCann, yes. Motion carries.

**ORD: 1213-19: An Ordinance Amending Section 1042.13 “Water Service Shut-Off”**

Market moves to introduce the ordinance and Declaring an Emergency.

Ladd moves to treat the Ordinance as an emergency. Seconded by McCann.

Roll: Koehler, yes, Boyles, yes, Ladd, yes, Market, yes, Faris, yes, McCann, yes. Motion Carries.

Market moves to waive the three- reading rule. Ladd seconded.

Roll: Market, yes, Faris, yes, McCann, yes, Koehler, yes, Boyles, Yes, Ladd, yes. Motion carries.

Market Moves that Ordinance 1213.19 go into effect immediately. Ladd seconded.

Roll: Koehler, yes, Boyles, yes, Ladd, yes, Market, yes, Faris, yes, McCann, yes. Motion carries.

**ORD: 1214.19: An Ordinance Adopting Village Utility Regulations and Declaring an Emergency.**

Market Moves to introduce Ordinance 1214.19

Ladd moves to treat Ordinance 1214.19 as an emergency. Seconded by Market.

Roll: Ladd, yes, Market, yes, McCann, yes, Koehler, yes, Boyles, yes, Faris, yes. Motion Carries.

Boyles moved to waive the three-reading rule. Seconded by Market.

Roll: Boyles, yes, McCann, yes, Market, yes, Ladd, yes, Faris, yes, Koehler, yes. Motion Carries.

Market Moves for ORD 1214.19 to go into effect immediately. Seconded by Ladd.

Roll: Market, yes, Ladd, yes, Faris, yes, Koehler, yes, Boyles, yes, McCann, yes. Motion Carries.

**ORD: 1215.19: Moratorium on the Re-Issuance of Unused Taxi permits.**

Boyles moved to introduce Ordinance 1215.19. Seconded by Market.

**ORD: 1216.19: Utility Wages.**

Faris moved to introduce Ordinance 1216.19.

**ORD: 1217.19: An Ordinance Establishing and setting Dockage Fees and declaring an Emergency.**

Boyles moves to introduce Ordinance 1217.19.

Market moves that Ordinance 1217.19 be treated as an emergency. Seconded by Ladd.

Roll: Boyles, yes, McCann, yes, Market, yes Ladd, yes, Faris, yes, Koehler, yes. Motion Carries.

Market moved to waive the three-reading rule. Seconded by Boyles.

Roll: Ladd, yes, Faris, yes, Koehler, yes, Boyles, yes, McCann, yes, Market, yes. Motion Carries.

Market Moved that Ordinance 1217.19 go into effect immediately. Seconded by Boyles.

Roll: Boyles, yes, McCann, yes, Market, yes, Ladd, yes, Faris, yes, Koehler, yes. Motion Carries.

**ORD: 1218.19: An Ordinance Amending Certain Sections of Part Ten, Title Four “Utilities” of Codified Ordinances and Declaring an Emergency.**

Faris moved to introduce Ordinance 1218.19.

Faris moved to treat Ordinance 1218.19 as an Emergency. Market seconded.

Roll: Faris, yes, Koehler, yes, Boyles, yes, McCann, yes, Market, yes, Ladd, yes. Motion Carries.

Boyles Moved to waive the three-reading rule. Seconded by Ladd.

Roll: Market, yes, Ladd, yes, Faris, yes, Koehler, yes, Boyles, yes, McCann, yes. Motion Carries.

Boyles moved that Ordinance 1218.19 go into effect immediately. Seconded by Market.

Roll: Ladd, yes, Faris, yes, Boyles, yes, McCann, yes, Market, yes, Koehler, yes. Motion Carries.

Ladd Moved to approve Special Meeting April 9th, 2019. Seconded by Market.  
Roll Call: Voice Vote; all yes. Motion Carries.

Faris moved to approve the amended minutes from April 17<sup>th</sup>, 2019 Regular Meeting.  
*Clarification being Faris' motion was not "one island one government" review, but to set up a merger commission to review the Township in relationship to the Village, and the Village in relationship to the Township at present time, and then 20-30+ years from now.*  
Seconded by Market.  
Roll: Voice Vote; all yes. Motion Carries.

### **FINANCIALS:**

Market moved to approve the April Financial Statements including: (T&N /PO's over 3K/Supplemental Appropriations/Mayor's Court). Seconded by Faris.  
Roll: Voice Vote; all yes. Motion Carries.

Faris moved to approve all bills to be paid. Market seconded.  
Roll: Voice Vote; all yes. Motion Carries.

Faris moved to approve Franklin Sanitation bill in the amount of \$4,339.00. Seconded by Market.  
Roll Call: Voice Vote; all yes. Motion Carries.

Faris moved to approve the donation of \$500.00 to the American Legion. Seconded by Boyles.  
Roll Call: Boyles, yes, Ladd, yes, Faris, yes, Market, yes, Koehler, yes, McCann, yes.  
Motion Carries.

Faris moved to approve the request of \$586.92 for Jody Frimel's purchase of flowers for the two octagonal raised gardens in DeRivera Park. Seconded by Market.  
Roll Call: Market, yes, Koehler, yes, McCann, yes, Boyles, yes, Ladd, yes, Faris, yes.  
Motion Carries.

Faris moved to approve the Dock Debt service payment in the amount of \$69,712.50.  
Seconded by Boyles.  
Roll Call: Ladd, yes, Faris, yes, Market, yes, Koehler, yes, McCann, yes, Boyles, yes.  
Motion Carries.

Faris moved to approve the temporary easement for the school district. Seconded by Boyles.  
Roll Call: Voice Vote; all yes. Motion Carries.

Faris moved to approve the 2019 Police Department Roster. Seconded by Market.  
Roll Call: Voice Vote; all yes. Motion Carries.

Faris moved to approve \$3,950.00 for Purchase of New Water Dispenser Unit. Seconded by Market.

Roll Call: Koehler, yes, McCann, yes, Boyles, yes, Ladd, yes, Faris, yes, Market, yes.  
Motion Carries.

Market moved to approve \$3,400.00 for Water Tower Inspection. Seconded by Ladd.

Roll Call: Ladd, yes, Faris, yes, Market, yes, Koehler, yes, McCann, yes, Boyles, yes.  
Motion Carries.

Market moved to approve \$5,000.00 for Insulation of Ozone Lab. Seconded by Boyles.

Roll Call: McCann, yes, Boyles, yes, Ladd, yes, Faris, yes, Market, yes, Koehler, yes.  
Motion Carries.

Market moved to approve \$4,900.00 for 1 Utility Golf Cart. Seconded by Ladd.

Roll Call: Faris, yes, Market, yes, Koehler, yes, McCann, yes, Boyles, yes, Ladd, yes.  
Motion Carries.

\*Discussion took place on changing the verbiage on the signage recommended by the Safe Island Task Force. Legal Counsel suggested removing the dollar amount and replacing it with "certain violations subject to jail time and fines up to \$1,000.00."

Representative Ohlemacher provided assurance it would be very feasible to change the signs, and that the total would be \$740.00. In addition to new locations, the current ordinance violation signs will be replaced.

Market moved to approve \$740.00 for 20 signs with correct verbiage change. Ladd seconded.

Roll Call: Boyles, yes, Ladd, yes, Faris, yes, Market, yes, Koehler, yes, McCann, yes.  
Motion Carries.

\*discussion took place about parking and no parking spots on the Village roads.  
Discussed implementing a possible parking spot for pedicab and taxis.

Market moved to approve to restrict Pedicab operation on Bayview Ave from Catawba Ave. to Hartford and to permit a taxi stand to be placed on the corner of Bayview Ave and Catawba Ave on the east end of the intersection. To be forwarded to legal counsel for further review. Boyles seconded.

Roll Call: Ladd, yes, Faris, yes, Market, yes, Koehler, yes, McCann, yes, Boyles, yes.  
Motion carries.

\*lengthy discussion took place about Mr. Pillion's request to activate his second water and sewer convenience tap on Lot C. (See Exhibit A)

Boyles moved to allow Mr. Pillion to pay for the second connection fee providing he establishes an easement on the first piece of property and surrender the third water and sewer convenience tap, and water meter must be in the meter pit established by the Village on the road frontage. Seconded by Koehler

Roll Call: Ladd, yes, Faris, yes, Koehler, yes, Market, no, McCann, yes, Boyles, yes.  
Motion Carries.

Faris moved to accept the Property and Townhall Committee recommendations for rent:

Chief's House: \$300.00/month  
\$300.00 one-time pet deposit prorated bi-weekly for 6 months  
Bunk House: \$5.00/day. Eliminate the \$25.00/week maximum.

Fredrick Property: Units A & B - \$150.00/month  
Unit C – Bunk room - \$5.00/day.  
Apartment (Garage) - \$150.00/month

Seconded by Market.

Roll Call: Voice Vote; all yes. Motion Carries.

### **PUBLIC PARTICIPATION:**

Ryan McBride thanked council for their due diligence regarding his pedicab business.

### **REPORTS:**

#### **Chief of Police:**

Presented council with the request for parking blocks by the bathing beach to be moved, and documentation of parking spots near the Monument.

Suggested putting additional “no parking” signs on 357 from boat ramp to B-dock.

Council will submit sign requests to Village Administrator.

#### **Village Administrator:**

Ozone project is moving along on time, on track with the dates.

Water Plant is looking to hire an unlicensed individual to be onsite at the water plant when it operated 24/7 per the EPA. 40 hours a week, \$16.00/hour.

Low pressure sewer system policy not ready to be reviewed. Would like a Water/Sewer Committee meeting before approving it.

Shoreline excavating to be started next week.

#### **Fiscal Officer:**

Burgee Flags- 75 sold/donated; and 15 left.

Still looking into different companies for a lower cost.

**COMMITTEE REPORTS:**

**Planning Commission:** signage amount based on curb amount.  
Golf Cart rental businesses need to provide special parking spots for those golf carts; not patron parking spots.

**Townhall/Property:** Overview of meeting to establish rent rates

Market moved to adjourn the regular meeting. Seconded by Faris.  
Roll: Voice vote; all yes.

Meeting is adjourned at 10:32 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Wednesday, April 17<sup>th</sup>, 2019  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday, April 17th, 2019 at 9:00 AM.

Mayor Dress called the meeting to order at 9:05 AM.

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

Solicitor Susan Anderson was present.

Council acted on the following:

**ORDINANCE:**

**ORD: 1208-19:** Amending Chapter 867- Pedicab Businesses

Boyles Moved to hold the third and final reading. Seconded by Market.

Mayor Dress opened the floor for further discussion by council.

Koehler stated concerns with how restrictive the route is. Would like see documentation of citations and complaints against the Pedicab before deciding.

Ryan McBride; owner of PIB Rolling Pub. Explained stops by vehicle are made on private property; not treated as a taxi service and is unaware of any citations for the business in 2 years.

Mayor Dress explained that council action is needed on the ordinance; restricting the number of businesses, and the approval for the route will be up for discussion later in the meeting.

Roll: Boyles; yes, Faris; yes, Market; yes, McCann; yes, Ladd; yes. Motion carries.

***ORD: 1209-19: Amending Chapter 866- Taxicabs TABLED***

**ORD: 1210-19:** Temporary Moratorium on Roving Entertainment Businesses

Boyles moved to hold the third and final reading. Seconded by Ladd.

Roll: Koehler; no, Markey; yes, McCann; yes, Ladd; yes, Boyles; yes, Faris; yes. Motion Carries.

**ORD: 1211-19:** Enacting new chapter 1028: "Small Cell Design Guidelines" of the Streets, Utilities and Public Services Code.

Boyles moved to hold the second reading. Seconded by Faris.

Roll: Ladd; yes, Market; yes, Koehler; yes, McCann; yes, Boyles; yes, Faris; yes. Motion Carries.



**RES: 23-2019:** Authorizing Internet Auctions – Market moved to hold the third and final reading. Seconded by Ladd.

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

Motion Carries.

### **MINUTES:**

Faris moved to approve the minutes from Special Meeting March 11<sup>th</sup>, 2019 and March 12<sup>th</sup>, 2019 and Regular Meeting March 13<sup>th</sup>, 2019. Seconded by Ladd.

Roll: McCann, yes, Boyles, yes, Faris; yes, Market; yes, Ladd; yes, Koehler; yes. Motion carries.

### **FINANCIALS:**

Faris moved to approve the March Financial Statements including: (T&N /PO's over 3K/Supplemental Appropriations/Mayor's Court). Seconded by Boyles.

Roll: Boyles; yes, Faris; yes, Market; yes, Ladd; yes, Koehler; yes, McCann; yes. Motion Carries.

Faris moved to approve all bills to be paid. Ladd seconded.

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

Moved by Market to approve bills over \$3,000.00 to be paid – Zimmerman Paint and Lawn Tech. Seconded by Ladd.

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

Faris moved to approve the bill for Walter-Haverfield in the amount of \$54,220.31. Seconded by Boyles.

Roll: Koehler; yes, McCann; yes, Ladd; yes, Boyles; yes, Market; yes, Faris; yes. Motion Carries.

Utility Billing Policy will be discussed at May meeting.

### **FIRST NATIONAL BANK:**

Moved by Kelly Faris that the First National Bank Authorization Resolution remove the following names; former Mayor Bernard McCann, and former interim fiscal officer Joy Cooper. Seconded by Market.

Roll: Koehler; yes, McCann; yes, Boyles; yes, Market; yes, Faris; yes, Ladd, yes. Motion carries.

Moved by Faris that First National Bank add Jacob Market to the authorization resolution. Seconded by Ladd.

Roll: Koehler; yes, Boyles; yes, McCann; yes, Market; yes, Faris; yes, Ladd; yes. Motion Carries.

### **2019 BUSINESS LICENSE:**

Tony White has received his business license. Jeff Jankowski has applied for a business license to bring “E-Bikes” to the Island. Primarily to give tours around the Island. The Mayor and the Fiscal Officer will review Mr. Jankowski’s business License. A fixed location was missing from the application; making it incomplete.

### **LAKE ERIE LOVE SIGN:**

Two locations were discussed- between Boardwalk and C-dock, and between A-dock and the Jet dock.

Faris moved to approve the proposed Lake Erie Love Sign to be placed at whatever location Mr. Boyles deems best. Seconded by Ladd.

Roll: Market; yes, Koehler; yes, Boyles; yes, Faris; yes, McCann; yes, Ladd; yes. Motion carries.

### **AMERICAN LEGION:**

Faris moved to approve American Legion Resolution that was submitted by Ed Hubner. Seconded by Market.

Roll: Market; yes, Koehler; yes, Boyles; yes, Faris; yes, McCann; yes, Ladd; yes. Motion carries.

### **POLICE:**

Market moved to approve only the installation hookup for TV and Wifi at the Fredrick’s House Police housing; to be paid out of the general fund. Any monthly charges that are incurred will be tenant’s responsibility. Seconded by Faris.

Roll: Koehler; yes, Boyles; yes, Faris; yes, McCann; yes, Ladd; yes, Market; yes. Motion Carries.

Mayor Dress started a discussion of Employee Housing Agreements and Rent per unit. Both were referred to Property/Town Hall Committee for further review.

### **MERGER COMMISSION:**

Faris moved for Legal counsel to review process for creating a Merger Commission; “One Island, One Government”. Seconded by Market.

Roll: Koehler, yes, Boyles; yes, Faris; yes, McCann; yes, Ladd; yes, Market; yes. Motion Carries.

### **VACATION HOURS ROLL OVER:**

Faris urged employees to use their vacation time, and for council not to make a habit of approving roll over time.

Faris moved to approve Village Administrator Auger's roll over of vacation hours; not exceeding 47 hours. Seconded by Market.

Roll: Ladd; yes, Koehler; yes, McCann; yes, Market; yes, Boyles; yes, Faris; yes. Motion Carries.

### **FLAGS:**

Faris moved to approve the purchase of flags for the Village in the amount of \$1,207.00. Boyles seconded.

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

Village Burgee Flags have been sold at the Village in the past. Retail outlets have also sold them before. An inventory will be needed to be taken on how many flags are in stock.

Fiscal Officer will take inventory, contact manufacturer, and present council with quote at the May meeting.

### **DOCK SIGNS:**

Boyles moved to approve the purchase of 75 electrical shock stickers for A and C Docks. DeRiviera Park is interested in purchasing 25 from the Village. The total amount would be \$129.75. Seconded by Ladd.

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

### **COUNCIL BUSINESS:**

Council members will have to submit written notice to Fiscal Officer allowing meeting notices to be sent to them via Email. Will also have to provide Email address and phone number to do so.

Faris moved the approval of the Energy study – roll in to current Ozone project. \$35,000.00 one-time payment. Seconded by McCann.

Further explanation by Village Administrator stated this was just an exploration of the option to roll this energy in to the Ozone project.

Faris rescinds his original motion; McCann rescinds his second. Original motion withdrawn.

Market moved the approval of the water department to go ahead and work with Poggemeyer to explore the option of the Study and if it would benefit the Village. Faris Seconded.

Roll: Koehler; yes, Market; yes, McCann; yes, Boyles; yes, Faris; yes, Ladd; yes. Motion Carries.

Faris moved for Mr. Boyles to remain on the Planning Commission Board. Seconded by Ladd.

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

### **TAXI:**

PIB Yellow Taxi – asked council for a business application extension. Fiscal Officer and Mayor will review.

### **SICK LEAVE PAYOUT:**

Faris moved to accept and approve the letter submitted by Dave Deezeuw requesting his sick leave pay out; totaling \$7,953.85, in accordance with the Village of Put-in-Bay Personnel Policy and Procedure Manual. Seconded by Ladd.

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

### **UTILITY STATUS:**

Mr. Pillins and Mr. Senney have requests regarding sewer tap in. This was referred to the Water and Sewer Committee to review and revise with the oversight of Legal Counsel, to be discussed at May meeting.

### **EPA FINDING'S AND ORDERS:**

Market moved to accept the EPA's proposed Finding's and Orders (Exhibit A). Seconded by Boyles.

Roll: Ladd, yes, Boyles; yes, McCann; yes, Koehler; yes, Market; yes, Faris; yes. Motion Carries.

### **MENDOZA PAY RAISE**

Mayor Dress explained letter she sent out to council.

Mayor Dress recommended a pay raise for Mr. Mendoza in the amount of \$30.00/ hour. Faris Moved to approve the pay increase. Seconded by Boyles.

Roll: Ladd; yes, Boyles; yes, McCann; yes, Koehler; yes, Market; yes, Faris; yes. Motion carries.

**PEDICAB ROUTE:**

Referred to Streets and Safety Committee to review and revise; to be presented to council at the May meeting.

**PUBLIC PARTICIPATION:** (None)

**REPORTS:**

**Administrator:**

Mobilite Cell Tower – submitted 3 locations, one will not work; will be searching for new location. Looking in to Township location.

Market moved to approve granting the Put-in-Bay School a *temporary* easement; up to 180 days; to be drafted by Legal Counsel, for the specific purpose of moving tree trimming and lawn mowing equipment, and authorizing the Village Administrator to enter in to the agreement with the school.

Seconded by Koehler.

Roll: Ladd; yes, Boyles; yes, McCann; yes, Koehler; yes, Market; yes, Faris; yes. Motion Carries.

Garden Club Update: Meeting with John Galvin to discuss the future of the Bathing Beach and future upkeep.

Submitted to Mayor an Updated pay scale for Utilities; needs to add a pay rate to existing posting for water plant operator. Proposed \$28.00/hour for a Class III water operator.

Utility Department wage scale has been referred to Rules and Ordinance Committee to review and revise.

B-Dock: interested in raising dockage rate to \$1.25/ft from April 15<sup>th</sup>-May 15<sup>th</sup>.

Dock Rate day rates have not been raised in 5 years. Assistant Administrator had put together documentation of all proposed Ordinances and rates for Village docks that were never voted on.

Has been referred to Dock Committee to review and revise for May meeting.

Ozone Update: Kirk Brother's have completed a sight survey, Poggemeyer has staked the property, and EPA will be coming out to the island to check progress of project. All parties are aware of timeline.

Administrator requested the approval of council to donate unused vehicle at Utilities Department to the Fire Department for training purposes. Legal Counsel will draw up a Resolution declaring the vehicle unfit and/or obsolete.

**Kelly Faris:**

Concerns with yellow parking curbs at the bathing beach and changing Delaware to one way; have been referred to Rules and Ordinance Committee to review and revise.

**Fiscal Officer:**

Explanation of 2018 Dockage and why there are discrepancies in cash and credit card totals.

Working with Tammy Harrington on collection of Resort Tax.

**EXECUTIVE SESSION:**

Legal Counsel requests council to enter into Executive Session for the discussion of Pending and Threatened Litigation.

Boyles moved to enter in to Executive session for the discussion of Pending and Threatened Litigation. Seconded by Ladd.

Roll: McCann; yes, Koehler; yes, Boyles; yes, Ladd; yes, Market; yes, Faris; yes. Motion Carries.

Council entered in to Executive Session at 10:44 AM.

Faris moved to exit Executive Session. Seconded by Koehler.

Roll: MCCann, yes, Koehler; yes, Boyles; yes, Lad; yes, Market; yes, Faris; yes. Motion Carries.

Council exited Executive Session at 11:05 AM.

Boyle requests Village to Advertise for Administrator Position. Feels as if the public should be able to apply for the position.

Faris states his hopes for the future with the current Village Administrator.

Faris moved to adjourn the regular meeting. Seconded by Ladd.

Roll: Voice vote; all yes.

Meeting is adjourned at 11:15 AM.

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Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Wednesday, March 13<sup>th</sup>, 2019  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday, March 13<sup>th</sup>, 2019 at 9:00 AM.

Mayor Dress called the meeting to order at 9:02 AM.

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

Solicitor Susan Anderson was present.

**Council Business:**

Mayor Dress asks for any nominations to fill the vacant council seat.

Ladd nominates Mr. Jacob Market.

Boyles moved to close nominations. Ladd seconds.

Ladd moves to approve Jacob Market to fill vacant council seat. McCann seconds.

Roll: Ladd; yes, Boyles; yes, McCann; yes. Motion Carries.

Mayor Dress administers Oath of Office to Jacob Market.

**Executive Session:**

Boyles moved for council to enter in to Executive Session to discuss pending and imminent litigation.  
McCann Seconded.

Roll: Ladd; yes, Boyles; yes, McCann; yes; Market; yes. Motion Carries.

Council enters in to executive session at 9:07 AM.

Market moved for council to exit executive session. Ladd seconded.

Roll: Boyles; yes, Ladd; yes, Market; yes, McCann; yes. Motion Carries.

Council exited Executive Session at 10:02 AM.

**ORDINANCE:**

**1208-19: An ordinance Amending chapter 867 – Pedicab Businesses.**

Boyles moves to hold the second reading of this Ordinance. Ladd seconded.

Roll: McCann, yes, Boyles; yes, Ladd; yes, Market; yes. Motion Carries.

**1210-19: An Ordinance for a Temporary Moratorium on Roving Entertainment Businesses.**

Boyles moves to hold the second reading of this Ordinance. Ladd seconded.

Roll: Market; yes, Ladd; yes, McCann; yes, Boyles; yes. Motion Carries.

**1211-19: An Ordinance enacting “Small Cell Design Guidelines”**

Boyles moved to introduce the Ordinance. This will serve as the first reading of this Ordinance

**1212-19: An Ordinance to Establish Appropriations for fund 5701**

Boyles moved to hold the third and final reading of Ord.1212-19. McCann seconded.

Roll: Ladd; yes, Market; yes, McCann; yes, Boyles; yes. Motion Carries.

**Resolution 23-19: Internet Auctions.**

Boyles moved to hold the second reading of this Resolution. Ladd seconded.

Roll: Market; yes, McCann; yes, Boyles; yes, Ladd; yes. Motion Carries.

**Resolution 24-19: Awarding Kirk Brothers as Lowest and Best Bid for Ozone Project.**

Boyles moved to hold the third and final reading of this Resolution. Ladd Seconded.

Roll: Ladd; yes, Market; yes, McCann; yes, Boyles; yes. Motion Carries.

**Minutes:**

Ladd moved to approve the minutes from Regular Meeting February 13th, 2019.

Boyles Seconded.

Voice Vote; All in Favor.

**January/February Financials:**

Boyles moved to approve January and February financial statements. Ladd seconded.

Voice Vote; All in favor.

Ladd moved to approve all bills to be paid. Boyles seconded.

Roll: Market; yes, McCann; yes, Boyles; yes, Ladd; yes. Motion Carries.

**Updated Utility Billing Policy:**

Under review with Legal Counsel. Tabled until the April Meeting.

**2018 Re-Coop Agreements:**

Boyles moved to approve 2018 Re-Coop Agreements for Morgan Park, Cotton Clan, Chan Stevens, and OSU. Market seconded.

Roll: McCann; yes, Ladd; yes, Boyles; yes, Market; yes. Motion Carries.

**General Liability Coverage Renewal 2019**

Boyles moved to approve the renewal of Liability Coverage with no new changes to the policy. McCann seconded.

Roll: Boyles; yes, Ladd; yes, Market; yes, McCann; yes. Motion Carries.

**Westfield Electric Bill:**

Ladd moved to approve Fund 4909 to make partial payment of \$11,656.14 towards the Westfield Electric Bill.

McCann seconded.

Roll: Boyles; yes, Ladd; yes, McCann; yes, Market; yes. Motion Carries.



Ladd moved to have General Fund contribute \$13,613.86 to Fund 4909 to pay the remaining balance of the Westfield Electric Bill. McCann seconded.

Roll: Boyles; yes, Market; yes, McCann; yes, Ladd; yes. Motion Carries.

**Insurance Deductible:**

Boyles moved to approve payment of the deductible in the amount of \$15,000.00 to Ohio Municipal Joint Self Insurance Pool. McCann Seconded.

Roll: Ladd; yes, Boyles; yes, Market; abstain, McCann; yes. Motion Carries.

**Proposed Amendments to Taxi Ordinance 1209-19:**

Boyles moved to table this ordinance. Ladd; seconded.

Roll: Market; yes, McCann; yes, Ladd; yes, Boyles; yes. Motion Carries.

Boyles moved to have a Moratorium on accepting and processing any applications including renewals on taxi permits until a public hearing takes place to discuss the number of permits to be processed. Ladd seconded.

Roll: Boyles; yes, Ladd; yes, McCann; yes, Market; yes. Motion Carries.

Mayor Dress proposed the public hearing date of April 3<sup>rd</sup>. 2019 at 1:00 PM.

Boyles moved to hold a public hearing on April 3<sup>rd</sup>, 2019 at 1:00 PM to change, and/or consider the number of taxi permits issued. Ladd seconded.

Roll: Boyles; yes, Market; yes, McCann; yes, Ladd; yes. Motion Carries.

**Leak Forgiveness:**

Boyles moved to approve the leak forgiveness in the amount of \$457.36 at 380 Lakeview Ave. Ladd seconded.

Roll: Ladd; yes, Market; yes, McCann; yes, Boyles; yes. Motion Carries.

**Police Expenditure:**

Boyles moved to approve up to \$40,000.00 from the Law Enforcement Capital Fund 2092 to be used to purchase a new vehicle, including lettering for the vehicle. Seconded by McCann.

Roll: Ladd; yes, Market; yes, McCann; yes, Boyles; yes.

**Cable Installation:**

Boyles moved to approve the Police Department new cabling installation in the amount of \$14,132.73. To be taken out of the Law Enforcement Capital improvement fund 2090. Seconded by McCann.

Roll: Ladd; yes, Boyles; yes, Market; yes, McCann; yes. Motion Carries.

Boyles moved to approve \$8,000.00 as a deposit for the cable installation. This is part of the \$14,132.73 total. Ladd seconded.

Roll: Boyles; yes, Market; yes, Ladd; yes, McCann; yes. Motion Carries.

**Body Armor Grant:**

The Village will receive \$4263.00 as grant reimbursement for body armor. Police Department has not received total quote for purchase but asking for up to \$6,500.00 to cover costs until grant is received.

Market moved to approve up to \$6,500.00 to be spent on body armor; the purchase to be made from the Police Operating Fund, and once reimbursement is made; \$4263.00 be receipted back in to the Operating Fund. Boyles seconded.

Roll: McCann; yes, Market; yes, Boyles; yes, Ladd; yes. Motion Carries.

**E1 Grinder System:**

Mr. Mike Mewhorter is representing the Utility Department in the discussion on E1 Grinders.

Mr. Boyles addresses concerns on who will repair equipment if it breaks, and who is financially responsible for purchasing equipment.

\*lengthy discussion takes place.

Ladd moved to allow E1 grinder system, and have policy drafted and adopted with input from water and sewer committee, Poggemeyer Design Group, and Legal Counsel. Seconded by McCann.

Roll: Boyles; yes, Market; abstain, Ladd; yes, McCann; yes. Motion Carries.

McCann will set meeting with Water and Sewer Committee, Village Administrator, and E1 contact from Columbus to start on policy.

**2019 Business Licenses:**

Quorum not met. Table until April agenda.

**President Pro-Tempore:**

Nominations for position: Boyles nominates himself, Ladd also nominates Boyles.

Ladd moved to close nominations. Market Seconded.

Ladd moved to approve the appointment of Mr. Boyles to the position of President Pro-Tempore.

Market seconded.

Roll: Boyles; yes, Market; yes, McCann; yes, Ladd; yes. Motion carries.

**PUBLIC PARTICIPATION:**

Tony White: Personal Taxi Business.

Concern with the status of his business license.

Joy Urge: Alerted council with the passing of Joe Schorck. Services will take place in the spring.

Melinda McCann Myers : Business Licenses should not have to be approved. Will inconvenience the hiring of international students who must be employed before the new year.

Expressed concern on limiting the number of golf carts on the roads.

Miyo Hristov: Expressed concern with parking in the spring time with the fisherman trailers and boats. McCann field was opened to them to park at in the past, what about this year? All spots on road will be occupied if not.

## **REPORTS:**

### **Mayor Report:**

Safety Committee Recommendations: Mayor addressed the possibility of making Delaware a one-way street.

Boyles expressed interest in community input on this issue. Suggests a public hearing allowing businesses and residents of Put in Bay to voice opinion on this matter.

Boyles moved to refer to legal counsel to further explore the option of making Delaware a one-way street, including holding a public hearing. Ladd seconded.

Roll: McCann; yes, Market; yes, Boyles; yes, Ladd; yes. Motion Carries.

### **Golf Cart License Limitation:**

Boyles moved to direct legal counsel to move forward with the exploration of on limiting golf cart permits, including the possibility of a public hearing. Ladd seconded.

Roll: McCann; yes, Market; yes, Boyles; yes, Ladd; yes. Motion Carries.

Boyles moved for legal counsel to explore the option of changing the no parking time to no parking after 8:00 PM on Delaware and Catawba and Hartford, including the possibility of holding a public hearing.

McCann seconded.

Roll: Ladd; yes, Boyles; yes, McCann; yes, Market; yes. Motion Carries.

### **Chief:**

Expressed gratitude for Council support.

### **Fiscal Officer:**

New email addresses for all Village employees and elected officials.

Jacob Market will take open seat on Property, Finance, and Safety Committee.

### **Executive Session:**

Boyles moved for council to enter in to executive session with the purpose of the discussion of appointment, employment, dismissal, promotion, demotion, or compensation of a public employee.

Ladd seconded.

Roll: Market; yes, Boyles; yes, Ladd; yes, McCann; yes. Motion Carries.

Council entered in to executive session at 11:00 AM.

Boyles moved for council to exit executive session. Market seconded.

Roll: Market; yes, Boyles; yes, Ladd; yes, McCann; yes. Motion Carries.

Council exit executive session at 11:18 AM.

Boyles moved to accept the resignation and retirement of Dave Deezeuw for April 14<sup>th</sup>, 2019. McCann seconded.

Roll: Market; yes, Boyles; yes, McCann; yes, Ladd; yes. Motion Carries.

**ADJOURN:** Moved by Boyles that we adjourn the Regular Council Meeting. The motion was seconded by Ladd. Voice vote; All, yes. Motion carried.

Meeting Adjourned at 11.29 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Tuesday March 12<sup>th</sup>, 2019  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Tuesday March 12<sup>th</sup>, 2019.

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

Councilman Boyles called the meeting to order at 9:01 AM.

Mayor Dress was absent.

**RESOLUTION 24-2019: A RESOLUTION AWARDED KIRK BROTHERS AS LOWEST AND BEST BID FOR THE OZONE PROJECT**

Ladd moved to hold the second reading of Resolution 24-2019 awarding Kirk brothers as lowest and best bid for the Ozone project. McCann seconded.

Roll: Ladd; yes, Boyles; yes, McCann; yes. Motion carries.

**ORDINANCE 1212-19: AN ORDINANCE APPROPRIATING OHIO SMALL GOVERNMENT CAPITAL IMPROVEMENTS PROGRAM GRANT AND LOAN PROCEEDS TO SPECIAL FUND 5701 AND DECLARING AN EMERGENCY**

McCann moved to hold the second reading of Ordinance 1212-19 appropriating grant and loan proceeds to special fund 5901. Ladd seconded.

Roll: Boyles; yes, McCann; yes, Ladd; yes. Motion Carries.

Ladd moved to adjourn the meeting. McCann seconded.

Voice Vote: All in favor. Motion carries.

Meeting Adjourned at 9:03 AM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_

Special Meeting of Council  
Monday, March 11<sup>th</sup>, 2019  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Monday, March 11<sup>th</sup>, 2019.

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

Mayor Jessica Dress called the meeting to order at 8:59 AM.

**ORDINANCE 1207.19: AN ORDINANCE ADOPTING THE VILLAGE OF PUT-IN-BAY CREDIT CARD POLICY AND DECLARING AN EMERGENCY.**

Boyles moved to approve the third and final reading of the Village of Put-in-Bay Credit Card policy. Ladd seconded.

Roll: Boyles; yes, Ladd; yes, McCann; yes. Motion Carries.

**RESOLUTION 24-2019: A RESOLUTION AWARDED KIRK BROTHERS AS LOWEST AND BEST BID FOR THE OZONE PROJECT**

Ladd introduced the Resolution.

**ORDINANCE 1212-19: AN ORDINANCE APPROPRIATING OHIO SMALL GOVERNMENT CAPITAL IMPROVEMENTS PROGRAM GRANT AND LOAN PROCEEDS TO SPECIAL FUND 5701 AND DECLARING AN EMERGENCY**

McCann introduced the Ordinance.

Boyles moved to adjourn the meeting. Ladd seconded.

Voice Vote: All in favor. Motion carries.

Meeting Adjourned at 9:07 AM.

Mayor: \_\_\_\_\_

Attest: \_\_\_\_\_

Regular Meeting of Council  
Wednesday, February 13<sup>th</sup>, 2019  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday, February 13<sup>th</sup>, 2019 at 9:00 AM.

President Pro-Tempe Jessica Dress called the meeting to order at 9:00 AM.

Roll Call: McCann; here, Ladd; here, Boyles; here, Dress; here, Koehler; absent, Faris; absent.

Mayor McCann; Absent. Solicitor Susan Anderson was present by phone.

**ORDINANCE:**

**1207-19: An ordinance Adopting the Village of Put-In-Bay Credit Card Policy and Declaring An Emergency.**

Faris moved to hold the second reading, Ladd seconded.

Roll: McCann; yes, Ladd; yes, Boyles; yes, Dress; yes. Motion Carries

Chief Riddle expressed concerns with four parts of the policy. It is modeled after the State of Ohio's policy, and will be reviewed with Legal Counsel.

**1208-19: An ordinance Amending chapter 867 – Pedicab Businesses.**

Boyles moved to introduce the ordinance.

**1209-19: An Ordinance Amending Chapter 866- Taxicabs.**

Ladd moved to introduce the ordinance.

**1210-19: An Ordinance for a Temporary Moratorium on Roving Entertainment Businesses.**

Ladd moved to introduce the ordinance.

Ladd moved to approve the Kirk Brothers as the lowest and best bidder for the Ozone Project.

McCann seconded.

Roll: Ladd; yes, Boyles; yes, Dress; yes, McCann; yes. Motion Carries.

**Minutes:**

Ladd moved to approve the minutes from Regular Meeting January 9<sup>th</sup>, 2019.

Boyles Seconded.

Voice Vote; All in Favor.

**January/February Financials:**

Tabled until March 2019 Meeting; Fiscal Officer was not present at current meeting.

Boyles moved to approve all bills submitted, McCann Seconded.

Roll: Boyles; yes, Dress; yes, McCann; yes, Ladd; yes. Motion Carries.

Boyles moved to approve the payment for Walter-Haverfield invoice in the amount of \$5,849.28 from May. Ladd seconded.

Roll: Dress; yes, McCann; yes, Ladd; yes, Boyles; yes. Motion Carries.

**Council Rules 2019:**

Boyle moved to approve the amended council rules for 2019. Ladd seconded.

Voice Vote: All yes. Motion Carries.

**Leak Forgiveness:**

McCann moved to approve leak forgiveness to 484 Catawba Ave. in the amount of \$493.28. Boyles seconded.

Roll: McCann; yes, Ladd; abstain, Boyles; yes, Dress; yes. Motion Carries.

**2019 Dockage Rates:**

Ladd moved to approve the 2019 dockage rates with no change from 2018. Dress seconded.

Roll: Ladd; yes, Boyles; yes, Dress; yes, McCann; yes. Motion Carries.

**Updated Utility Billing Policy:**

Under review with Legal Counsel. Tabled until the March Regular Meeting.

**Probationary Period:**

Boyles moved to approve Officer Russo's 6-month probationary period with the start date of January 23<sup>rd</sup>, 2019. Ladd seconded.

Roll: Boyles; yes, Dress; yes, McCann; yes, Ladd; yes. Motion Carries.

**Training:**

Moved by Boyles to approve Fiscal Officer, Mayors Court Clerk, and Jessica Dress to attend State Auditor Local Government Conference March 6-8<sup>th</sup>, 2019. The total cost of \$600.00. Ladd seconded.

Roll: McCann; yes, Ladd; yes, Boyles; yes, Dress; yes. Motion Carries.

**Police Housing:**

Boyles moved to approve the housing rate of \$5/day for Full Time officer Russo for the duration of his stay in the bunk house. Ladd seconded.

Voice Vote: All yes. Motion Carries.

**Vacation Roll-Over:**

McCann moved for a one-time rollover of Chief Riddle 117 vacation hours. Boyles seconded.

Roll Call: Ladd; yes, Boyles; yes, Dress; yes, McCann; yes. Motion Carries.

**General Fund Advance:**

Boyles moved the approval of the General Fund to advance \$192, 032.10 to a newly created Capital Project Enterprise Fund for the first payment to Blue In Green. Ladd seconded.

Roll: Boyles; yes, dress; yes, McCann; yes, Ladd; yes. Motion Carries.

**Funds:**

Boyles moved to approve the creation of a Capital Project Enterprise Fund for the purpose of funding for the Ozone Project. McCann seconded.

Roll: Dress; yes, McCann; yes, Ladd; yes, Boyles; yes. Motion Carries.



## **PUBLIC PARTICIPATION:**

Max Gucik: Platinum Transportation.

Is seeking approval to bring two vehicles to the island for the purpose of elite island transportation. They would mostly be pre-arranged trips. He stated all vehicles would be state regulated and properly insured; along with drivers who are also properly trained and insured. Council took no action at this time, stating Clerk is processing all business applications and taxi applications at a normal business rate.

Tony White: Personal Taxi Business.

Is also seeking approval for obtaining a taxi permit for the operation of a taxi company. Council took no action at this time.

Melinda McCann- Submitted letter from Mayor Bernard McCann who was unable to attend the meeting.

Paul Jaris- Expressed his concerns with the number of taxi companies and licenses being distributed. Believes there is an ample supply of taxis on the island, and pre-existing companies who have operated on the island previously should have the first right to obtain a taxi permit.

## **REPORTS:**

Chief Riddle- Lost and found room has been cleaned up, and there is a full audit of the evidence room taking place.

Mutual Aid letter had been sent out; waiting for reply.

Village Administrator- Fiscal Officer and Village Administrator will work together under Legal Counsel direction to produce a letter for all contractors who preform work for the Village to submit proper proof of liability and workers comp. insurance.

Doug Nusser – E1 Grinder explanation. (See Exhibit A)

Solicitor Report- Will be filing the appeal of the Tax Exempt property March 1<sup>st</sup>, 2019. Lampela Oral argument will take place on March 27<sup>th</sup>, 2019. Village prevails in two challenges; Commodore noise ordinance case, and the challenge for the Village to implement a vehicle licensing fee. Both challenges were won by the Village.

## **Executive Session:**

Dress moved for council to enter into executive session to discuss appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. And to discuss imminent and pending litigation. ORC 121-22. Seconded by Boyles

Roll Call: McCann; yes, Ladd; yes, Boyles; yes, dress; yes. Motion Carries.

Council entered executive session at 9:43 AM.

Boyles moved to exit executive session. McCann seconded.

Roll Call: Ladd; yes, Boyles; yes, Dress; yes, McCann; yes.

Council returned from executive session at 9:52 AM.

Boyles moved for council to accept an official resignation letter submitted by Mayor Bernard McCann, and to accept the resignation effective February 13<sup>th</sup>, 2019. Ladd seconded.  
Roll: Boyles; yes, Dress; yes, McCann; abstain, Ladd; yes. Motion Carries.

Ladd moves that per Ordinance, president pro-tempore Dress will fill the Mayor's position until the end of the year. Boyles seconded.  
Roll: McCann; yes, Ladd; yes, Boyles; yes, Dress; yes. Motion Carries.

**ADJOURN:** Moved by Boyles that we adjourn the Regular Council Meeting. The motion was seconded by Ladd. Voice vote; All, yes. Motion carried.

Meeting Adjourned at 9:56 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Wednesday, January 9<sup>th</sup>, 2019  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday, January 9<sup>th</sup>, 2019 at 9:00 AM.

President Pro-Tempe Jessica Dress called the meeting to order at 9:01 AM.

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

Mayor McCann; Absent. Solicitor Susan Anderson was present.

**ORDINANCE:**

**1207-19: An ordinance Adopting The Village of Put-In-Bay Credit Card Policy, and Declaring An Emergency.**

Faris moved to introduce Ordinance 1207-19; the revised Credit Card Policy for the Village of Put-in-Bay.

**RESOLUTION:**

**23-2019: A Resolution Expressing The Intent Of The Village Of Put-In-Bay To Sell Personal Property Including But Not Limited To Vehicles, Equipment, Tools and Supplies Which Are No Longer Needed For Public Use Or Are Obsolete Or Unfit For The Use For Which They Were Acquired, Bu Internet Auction In Accordance With ORC Section 721.15, And Declaring An Emergency.**

Faris Introduced the Ordinance as a First reading.

**Minutes:**

Dress moved to approve the minutes from December 12<sup>th</sup> and 14<sup>th</sup>, 2-18 Regular Meetings, and December 19<sup>th</sup> and 27<sup>th</sup>, 2018 Special Meetings. Faris Seconded.

Voice Vote; All in Favor. Boyles abstain; was not present at those meetings.

**November Financials:**

Faris moved to approve all financial statements, bills, Purchase Orders, payments and appropriations submitted. Ladd seconded.

Voice Vote: all in favor. Motion carries.

Faris moved to approve Purchase Orders over \$3,000.00 for 2019. Dress Seconded.

Roll: McCann; yes, Dress; yes, Boyles; yes, Faris; yes. Motion Carries.

Boyles moved to approve all bills submitted, Faris Seconded.

Voice vote: all in favor. Motion Carries.

Boyles moved to ratify the reallocation of \$4,100.00 from General Fund to Fund 3301 to make debt service payment of December 21<sup>st</sup>, 2018. Faris seconded.

Roll: Dress; yes, Boyles; yes, Faris; yes, McCann; yes. Motion Carries.

Boyles moved to ratify the reallocation of \$7,000.00 from Administration Personnel to Legal Fund to make last payment to Walter-Haverfield for 2018 as of December 21<sup>st</sup>, 2018. McCann seconded.  
Roll: Boyles; yes, Faris; yes, McCann; yes, Dress; yes. Motion Carries.

Boyles to table appointing a council member to Zoning/Planning Commission until after executive session.

Faris moved to ratify the approval of the debt service payment of \$1,329,168.75 of December 5<sup>th</sup>, 2019. Boyles seconded.  
Roll: McCann; yes, Dress; yes, Boyles; yes, Faris; yes. Motion Carries.

Moved to ratify the approval of the General Fund to pay the interest portion of the debt service payment of \$29,168.75 as of December 5<sup>th</sup>, 2018. Seconded by McCann.  
Roll: Faris; yes, Dress; yes, McCann; yes, Boyles; yes. Motion Carries.

**Police Department Expenditures:**

Boyles moved to approve the payment for a lighting system for the Police Department's two new golf carts in the amount of \$5,000.00. Faris Seconded.  
Roll: Dress; yes, Boyles; yes, McCann; yes, Faris; yes. Motion Carries.

Boyles moved that those funds be taken from Fund 2092; Law Enforcement Capital fund. Faris Seconded.  
Roll: Dress; yes, Boyles; yes, McCann; yes. Faris; yes. Motion Carries.

**2019 Payroll Dates:**

Faris moved to approve the 2019 payroll dates. Boyles seconded.  
Voice Vote: all yes. Motion Carries.

**2019 Mayor's Court Dates:**

Faris moved to approve the 2019 Mayor's Court Dates. Seconded by Boyles.  
Voice Vote: All yes. Motion Carries.

**2019 Council Meeting Rules:**

Dress discussed the modification of the council rules to include Council notification of meetings by Email. Legal Counsel will draft a section to be included in the 2019 Council Rules that states notification by email and text message and for the option to opt out of those said notifications if properly addressed with the Fiscal Officer.

Council chooses not to take action on this matter until next month.

**2019 Committee Seats:**

Boyles moved to approve current committee seats for 2019. Dress seconded.  
Voice Vote: All yes. Motion Carries.

**President Pro-Tempore:**

Faris moved that Jessica Dress be elected/appointed as President Pro-Tempore for 2019. Boyles seconded.  
Roll: Boyles; yes, Faris; yes, McCann; abstain, Dress; yes. Motion Carries.

Faris moved that the nominations be closed. Boyles Seconded.  
Roll: Boyles; yes, McCann; abstain, Faris; yes, Dress; yes. Motion Carries.

**Public Records Designee:**

Faris moved to appoint Fiscal Officer as official Public Records designee. Dress Seconded.

Roll: McCann; yes, Boyles; yes, Faris; yes, Dress; yes. Motion Carries.

**Tree Commission:**

Dress moved to approve Kendra Koehler for a three- year term on the Village Tree Commission. McCann Seconded.

Roll: Boyles; yes, Faris; abstain; Dress; yes, McCann; yes. Motion Carries.

**Hinkle Reporting:**

Fiscal Officer addressed council on a proposal from Julian and Grube, Inc. to prepare 2018 Hinkle Report for the Auditor of State. Filing fees not to exceed \$1,500.00.

Faris moved to approve the proposal for the preparation of the 2018 Hinkle Report. Boyles seconded.

Roll: Dress, yes, Boyles; yes, Faris; yes, McCann; yes. Motion Carries.

**ILYA:**

\*See Exhibit A

Boyles moved to set the rates listed in Exhibit A for 2019, 2020, and 2021. Faris seconded.

Roll: Boyles; yes, McCann; yes, Faris; yes, Faris; yes. Motion Carries.

**Rolling Pub:**

Dress would refer this issue to the safety committee to discuss the possibility of assigning the vehicle to a specific route and to follow specific rules and regulations.

**Hiring of Full-Time Police Officer:**

Chief Riddle seeks approval of council for the hiring of a new full-time police officer to start January 23<sup>rd</sup>, 2019 at the rate of \$42,000.00 per year.

Dress moved to approve the hiring of Michael Russo as a full -time policer officer with the Corporal rank at \$42,000.00 per year. Boyles seconded.

Roll: Faris; yes, Boyles; yes, Dress; yes, McCann; yes. Motion Carries.

**Public Participation:**

None.

**Reports:**

**Administrator:**

Water Plant Supervisor presented council with an update on Ozone. Poggemeyer has not submitted drawings and project is not out to bid yet. Village was asked to sign a letter of intent for the purchase of the equipment. Legal Counsel intends on looking further in to matter, as it is not wise to bind itself to a contract without it going out to bid first.

Also addressed council on Poggemeyer's request for council to approve advertisement for the bid in paper and on the Village website. Timeline being contract signed end of February, and funds to be dispersed March 1<sup>st</sup>, 2019. Legal Counsel would prefer clarity on the advertisement for bid. Mendoza asked Poggemeyer for a draft of the advertisement for bid.

Water/Sewer Committee would like to set up a date to meet with Poggemeyer to discuss drawings, bidding, and timeline.

**Chief of Police:**

Addressed council on a grant available for safety vests. 75/25 match; it is BWC funded. The police Department applied for the grant. If approved, grant would insure \$4,000.00 towards the vests; Police Department would be responsible for \$1,000.00.

Chief also requested the approval to purchase a treadmill for police housing. Costs to be within \$1,000.00-\$1,500.00. Treadmill will be used by police officers when they are on-call and off duty.

Legal Counsel recommends looking in to opinions of the Ohio Attorney General on the purchase of police department exercise equipment, insuring it is a legitimate public expenditure.

**Fiscal Officer:**

**Legal Counsel:**

Update on small cells:

In August and Ordinance and a template with design guidelines was prepared; in accordance with HB 478 Ohio Law Passed. Subsequent to that passing, the FCC passed an Order which pre-empts all state and local laws on small cell issues. Order will go in to effect January 14<sup>th</sup>, 2019. Village will need new legislation that will work in parameters of the FCC Order that was passed. Council is supportive of legal Counsel drafting a new Ordinance.

New Taxi Cab License/ Application. Dress wants to refer this to the safety committee and legal counsel to further investigate the Ordinances, number of cabs and cab companies currently.

**Executive Session:**

Boyles moved for council to enter into executive session to discuss appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. And to discuss imminent and pending litigation. ORC 121-22. Seconded by Faris

Roll Call: Boyles; yes, Dress; yes, McCann; yes, Faris; yes. Motion Carries.

Council entered executive session at 9:45 AM.

Faris moved to exit executive session. Boyles seconded.

Roll Call: Dress; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

Council returned from executive session at 10:46 AM.

Council action on appointing a member to Zoning/Planning Commission will be tabled until February Regular Meeting.

Boyles moved that he stay on Planning Commission for January, February, and March of 2019. Faris seconded.

Roll: Dress; yes, Boyles; yes, McCann; abstain, Faris; yes. Motion Carries.

Water Plant Supervisor presented council with a draft advertisement for bid from Poggemeyer for the entire project.

\*See Exhibit B.

Faris moves the approval of Poggemeyer to go out to bid for the furnishing of the necessary materials and the construction for the water treatment plant HAB/ozone treatment system project. Boyles seconded.

Roll: McCann; yes, Boyles; yes, Dress; yes, Faris; yes. Motion Carries.

Council will have a work session Wednesday January 16<sup>th</sup>, 2019 at 1:00 PM. To meet with Poggemeyer and water/sewer committee members.

**ADJOURN:** Moved by Boyles that we adjourn the Regular Council Meeting. The motion was seconded by Dress. Voice vote; All, yes. Motion carried.

Meeting Adjourned at 11:07 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Wednesday, December 12<sup>th</sup>, 2018  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday, December 12<sup>th</sup>, 2018 AM,  
President Pro-Tempe Jessica Dress called the meeting to order at 9:00 AM.

Roll Call: Faris; present, McCann; absent, Boyles; absent, Ladd: present, Koehler; present, Dress; present.  
Mayor McCann; Absent. Solicitor Susan Anderson was present.

Dress asked for a motion to amend the agenda to add Ordinance to appoint George Wilber as prosecutor for the Village for 2019.

Ladd moved to amend the agenda by adding the ordinance to appoint George Wilber as Village prosecutor for 2019. Faris seconded.  
Voice Vote: all in favor.

**ORDINANCE:**

**1204-18: 2019 Budget Appropriations:**

Faris moved to approve the SECOND reading of ORD 1204-18 the 2019 Budget Appropriations. Seconded by Ladd.

Roll: Koehler; yes, Dress; yes, Faris; yes, Ladd; yes. Motion Carries.

**1205-18: An ordinance Establishing a Bond Retirement Fund Pursuant to ORC. Section 5705.12.**

Faris Introduced the Ordinance as a First reading.

**Minutes:**

\*Ladd moved to amend the meeting minutes of November 14<sup>th</sup> 2018 where it states the *water rates will increase 3% to 3.5%*. Seconded by Koehler.

Voice Vote: All in favor. Motion Carries.

Ladd moved to approve the minutes from the October 18<sup>th</sup>, 2018 special meeting, and November 14<sup>th</sup>, 2018 regular meeting. Koehler Seconded.

Voice vote: all in favor. Motion carries.

**November Financials:**

Faris moved to approve all financial statements, bills, Purchase Orders, payments and appropriations submitted. Ladd seconded.

Voice Vote: all in favor. Motion carries.

Ladd moved to approve utility bills over \$3,000.00 including Westfield Electric in the amount of \$25,270.00 for dock sensors. Koehler seconded.

Voice vote: all in favor. Motion carries.

Faris moved to approve all bills submitted, Ladd seconded.

Voice vote: all in favor. Motion Carries.



Faris moved to approve \$11,840.00 to sewer operating for the purchase of a Kubota utility vehicle. Seconded by Ladd.

Roll: Koehler; yes, Dress; yes, Faris; yes, Ladd; yes. Motion carries.

Ladd Moved to approve cell phone stipends for Courtney Blumensaadt and Dave Dezeeuw in the amount of \$18.46 per pay period. Seconded by Faris.

Voice Vote: All in favor. Motion Carries.

Faris moved to approve \$200.00 for the Village Christmas gathering; to be used for a meat/cheese tray. Ladd seconded.

Voice vote: all in favor. Motion Carries.

Moved by Faris to approve Walter-Haverfield invoices in the amounts of \$20,179.20 for the Village and \$8368.61 for Zoning. Seconded by Ladd.

Roll Call: Koehler; yes, Dress; yes, Faris; yes, Ladd; yes. Motion Carries.

Faris moved to approve the Walter-Haverfield invoices for the remainder of December 2018. Ladd second.

Roll Call: Ladd; yes, Koehler; yes, Faris; yes, Dress; yes. Motion Carries.

**Police Housing Renovations:**

Faris moved to allocate up to \$10,000.00 for Fredrick House renovations to construct a family friendly housing. Ladd seconded.

Roll Call: Koehler; yes, Faris; yes, Dress; yes, Ladd; yes. Motion Carries.

**Water Rate Increase:**

Ladd moved to raise water rates 3.5% to get back on track for the remainder of 2018. By Ordinance, rates should automatically increase without councils approval; was not put in to effect in the past. Dress seconded.

Roll Call: Koehler; yes, Faris; yes, Dress; yes, Ladd; yes. Motion carries.

**Health Insurance:**

Faris moved to approve the health insurance rates with an increase of 4%; remaining consistent with the plan in place currently. Seconded by Ladd.

Roll Call: Koehler; yes, Faris; yes, Dress; yes, Ladd; yes. Motion Carries.

**OWDA and OPWC:**

Faris moved to approve the OWDA payment of \$142,820.30 and OPWC payment of \$19,949.32 for debt service. Ladd seconded.

Roll Call: Faris; yes, Dress; yes, Koehler; yes, Ladd; yes. Motion Carries.

**ILYA 2019 Contract:**

\*lengthly discussion took place.

Dress moved to propose a 30% discount for ILYA Sail/Powerboat Regatta Rates and a formula for future contracts. Seconded by Faris.

Roll Call: Koehler; yes, Dress; Faris; yes, Ladd; yes. Motion Carries.

**Garden Club:**

Faris moved to approve the purchase order for \$10,000.00 for the PIBGC for garden expenditures approved by council at the November 14<sup>th</sup>, 2018 regular meeting. Koehler seconded.

Roll Call: Dress; yes, Faris; yes, Ladd; yes, Koehler; yes. Motion Carries.

**Arbor Day:**

Dress moved to approve the 2019 Arbor Day Celebration for Friday, April 26<sup>th</sup> 2019. Seconded by Koehler.

\*Faris included that Kendra Koehler be appointed to another three year term as a member of that commission.

Dress moved that the prior motion reflect the addition; Koehler chose to abstain from that vote due to conflict of interest. Koehler withdraws his second.

Dress modifies her first motion to include the appointment of Kendra Koehler to a three year term. Ladd seconded. Roll Call: Dress; yes, Faris; yes, Koehler; abstain, Ladd; yes.

\*Solicitor recommended Faris abstain from any and all votes involving the Arbor Day Committee due to conflict of interest and involvement with the Village Council.

Dress moved to withdraw her original motion; Ladd withdraws her second. Roll Call: Dress; yes, Faris; abstain, Ladd; yes, Koehler; yes. Motion Carries.

Ladd moved to approve the 2019 Arbor Day Celebration on April 26<sup>th</sup>, 2019. Seconded by Koehler. Roll Call: Dress; yes, Faris; abstain, Ladd; yes, Koehler; yes.

Ladd moves to appoint Kendra Koehler to a three year term on the Arbor Day Committee. Seconded by Dress.

Dress moved to table the motion for the January regular meeting. Voice Vote: All in favor. Motion Carries.

**Flags:**

Faris moves to appoint Paula Ladd to pursue conversations and actions in formalizing a committee/plan for the upkeep of the Flags downtown and around the park. Seconded by Ladd. Voice Vote: All in favor. Motion Carries.

**Public Participation:**

\*President Pro-Tempe reviews rules and expectations of public participation

Joe Cerny requests to enter in to executive session with council to explain possible litigation.

Legal counsel advises council members not to approve that request from Mr. Cerny.

Joe Cerny expresses great concern about the effect the new ozone equipment will have on his neighborhood and himself. Is worried about the great disruption, land value depreciation, and annoyance of the equipment. Advises the Village to “do the right thing” in regards to following the plans to utilize the 10 ft. easement that is already in place. \*lengthy discussion took place.

Megabits discusses the proposal for leasing space on use the water tower. They are eager to answer any and all questions. Council will not take action in making a decision until they have time to sort through current contracts with current providers.

**Reports**

**Administrator:**

Village administrator Anne Auger reports on the new utility vehicle that was purchased; the plans for the police house renovations, and the current state of the Ozone project. Finding and orders will be in next week, the Village is not eligible for a temporary ozone system again next summer; a decision needs to be made on the permanent installation of the Ozone system by June 2019.

**Chief of Police:**

Current staff sat down for a discussion about goals and priorities for 2019. Frase completed his extensive training. The department is still accepting applications for the fifth full-time officer to join them.

**Fiscal Officer:**

Discussed the closing of the Fredrick property with the school and its completion. Also the new credit card policy that will take effect in February of 2019.

The end of month reports were made available.

**Executive Session:**

Dress moved for council to enter into executive session to discuss appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. And to discuss imminent and pending litigation.

ORC 121-22. Seconded by Ladd.

Roll Call: Faris; yes, Dress; yes, Ladd; yes, Koehler; yes. Motion Carries.

Council entered executive session at 10:04 AM.

Faris moved to exit executive session. Ladd seconded.

Roll Call: Faris; yes, Dress; yes, Ladd; yes, Koehler; yes. Motion carries.

Council returned from executive session at 11:00AM.

Faris moves for council to hold a Special meeting on Friday at 9:00 AM to introduce the Ordinance regarding prosecutor services and approve the third reading for the 2019 budget appropriations. Dress seconded.

Voice Vote: all in favor. Motion Carries.

**ADJOURN:** Moved by Faris that we adjourn the Regular Council Meeting. The motion was seconded by Ladd.

Voice vote; All, yes. Motion carried.

Meeting Adjourned at 11:04 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Wednesday, November 14<sup>th</sup>, 2018  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday, November 14<sup>th</sup> 2018 am, 9:00 AM, Mayor, Bernard Mack McCann, presiding, Village Solicitor Susan Anderson, present.

Meeting called to order at 9:01 AM.

Roll Call: Mr. Boyles, (arrived after roll call; 9:08 AM); Mr. Faris, present; Mrs. Ladd, present; Mr. Koehler, present; Mrs. Dress, absent; Mr. McCann, present.

**RESOLUTION:**

**20-01: Advocating the continuation of on-site voting for the residents of the Village of Put-in-Bay and the residents of Put-in-Bay Township on South Bass Island.**

Moved by Faris to approve Resolution 20-01. Seconded by Boyles.

Roll Call: Koehler; yes, Faris; yes, McCann; yes, Boyles; yes, Ladd; yes. Motion Carries,

**21-01: Expressing the intent of the Village of Put-in-Bay to sell personal property including but not limited to vehicles, equipment, tools, and supplies, which are no longer needed for public use or are obsolete or unfit for the use for which they were acquired, by internet auction in the accordance with Ohio revised code section 721.15, and declaring it an emergency.**

Faris moved to introduce Resolution 21-01 as an emergency.

Faris moved that Resolution 21-01 be treated as an emergency; seconded by Koehler.

Roll Call: McCann; yes, Ladd; yes, Koehler; yes, Faris; yes, Boyles; yes. Motion Carries.

Faris moved to waive the three reading rule. Seconded by Ladd.

Roll Call: Koehler; yes, Ladd; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

Faris moved that Resolution 21-01 be effective immediately. Seconded by Ladd.

Roll Call: McCann; yes, Koehler; yes, Boyles; yes, Ladd; yes, Faris; yes. Motion Carries.

**22-01: Declaring a 2017 Ford F-250 as surplus property no longer needed for public use and authorizing the Village to sell said property by internet auction, and declaring an emergency.**

Faris introduced Resolution 22-01 as an emergency.

Ladd moved to treat Resolution 22-01 as an emergency. Seconded by Faris.

Roll Call: Boyles; yes, Ladd; yes, Faris; yes, Koehler; yes, McCann; yes. Motion Carries.

Faris moved to waive the three reading rule for Resolution 22-01. Ladd seconded.

Roll Call: McCann; yes, Boyles; yes, Ladd; yes, Faris; yes, Koehler; yes. Motion Carries.

Faris moved that Resolution 22-01 go in to effect immediately. Seconded by Koehler.

Roll Call: Koehler; yes, Faris; yes, Boyles; yes, Ladd; yes, McCann; yes. Motion Carries.

**ORDINANCE:**

**1203-28: An Ordinance providing for the issuance of not to exceed \$890,000.00 of notes by the Village of Put-in-Bay, Ohio, in anticipation of the issuance of bonds for the purpose of paying the cost of acquiring certain real estate in the Village, and declaring an emergency.**

Faris introduced Ordinance 1203-18 as an emergency.

Moved by Faris that ORD 1203-18 be treated and an emergency, Boyles seconded.

Roll Call: Koehler; yes, Faris; yes, Boyles; yes, Ladd; yes, McCann; Yes. Motion Carries.

Moved by Faris to waive the three reading rule, Boyles seconded.

Roll Call: Ladd; yes, McCann; yes, Koehler; yes, Faris; yes, Boyles; yes. Motion Carries.

Moved by Faris for ORD 1203-18 to be effective immediately. Seconded by Boyles.

Roll Call: Faris; yes, Koehler; yes, McCann; yes, Boyles; yes, Ladd; yes. Motion Carries.

**1204-18: 2019 Budget Appropriations:**

Faris introduced ORD 1204-18 the 2019 Budget Appropriations as a first reading to be approved at the December regular meeting.

**Minutes:**

Council took no action on the approval of the Special Meeting Minutes from October 18<sup>th</sup>, 2018.

**October-November Financials:**

Ladd moved to approve all financial statements, bills, Purchase Orders, payments and appropriations submitted.

Faris seconded.

Roll Call: Koehler; yes, Ladd; yes, McCann; yes, Faris; yes. Motion carries.

Faris moved to approve all bills submitted, Ladd seconded.

Roll Call: Koehler; yes, McCann; yes, Faris; yes, Ladd; yes. Motion Carries.

Moved by Faris to approve the reallocation of \$2,000.00 from Park operating material and supplies fund to Docks OPERS fund. Seconded by Ladd.

Roll Call: McCann; yes, Koehler; yes, Faris; yes, Ladd; yes. Motion Carries.

Moved by Faris to approve the annual payment for the Dock Improvement Project Bond Payment in the amount of \$160,387.50 due on December 11<sup>th</sup> 2018. Seconded by Ladd.

Roll Call: McCann; yes, Koehler; yes, Faris; yes, Ladd; yes, Boyles; yes. Motion Carries.

Moved by Faris to approve the payment to Blue in Green in the amount of \$37,520.00. Seconded by Ladd.

Roll Call: Koehler; yes, McCann; yes, Faris; yes, Ladd; yes, Boyles; yes. Motion Carries.

Moved by Faris to approve salary classification to be determined by the Fiscal Officer as needed. Seconded by Boyles.

Roll Call: Voice vote; all yes. Motion Carries.

**Lake Erie Love Sign**

Faris moved to table the discussion of the Lake Erie Love sign until council has sought out the specific placement for the sign. Seconded by Ladd.

Roll Call: Voice vote; all yes.

**Bathhouse Improvement**

Faris moved to approve the \$5,000.00 payment to DeRivera Park Bathhouse Improvement. Seconded by Koehler.

Roll Call: McCann; yes, Koehler; yes, Faris; yes, Ladd; yes, Boyles; yes. Motion Carries.

**2019 Meeting Schedule**

Moved by Faris to approve the 2019 Village of Put-in-Bay council meeting schedule; remaining consistent with the current schedule of 9:00 AM, Wednesday's. Boyles seconded.

Roll Call: Koehler; yes, McCann; yes, Faris; yes, Ladd; yes, Boyles; yes. Motion Carries.

**ILYA 2019 Contract:**

Lengthy discussion took place including Village Administrator's explanation of rates and discounts. Council took no action in approval of 2019 contract.

**Monetary Relief:**

Koehler moved to approve Mr. Mans' request for relief of sewer portion of water bill Seconded by Faris.

Roll Call: Ladd; yes, McCann; yes, Koehler; yes, Faris; yes, Boyles; yes. Motion Carries.

**James Bailey Resignation:**

Moved by Koehler to approve the resignation of James Bailey; water operator. Boyles seconded.

Roll Call: McCann; yes, Ladd; yes, Koehler; yes, Faris, yes, Boyles; yes. Motion Carries.

**Private Waterline Master Meter:**

\*Lengthy discussion took place about the private waterline on Sybil Rd.

Faris moved for a policy to install a master water meter for private waterlines to be created and adopted. Ladd seconded the motion.

Roll Call: Koehler; yes, Faris; yes, Boyles; yes, Ladd; yes, McCann; yes. Motion Carries.

Council discussed the options for payment for master meter and waterline leak repairs.

Boyles moved that the residents using the private waterline be responsible for the payment for the repair of waterline leak. Seconded by McCann.

Roll Call: Koehler; yes, Faris; yes, Boyles; yes, Ladd; yes, McCann; yes. Motion Carries.

**Fredrick Property:**

Council postponed any action on future renovations to property until Property Committee has had their meeting and a chance to walk through the property.

**Health Care Renewal:**

After receiving renewal rate of 10% increase to policy, the Village qualified for a rate relief and updated renewal rates are a 4% increase. No action will be taken until proper renewal proposal has been received by the Fiscal Officer.

Faris moved to postpone until December regular meeting. Ladd seconded.

Roll Call: Voice vote: all yes. Motion Carries.

**Chief Report:**

Chief Riddle explained that after careful review, there will be left over money in the 2018 police budget. He is requesting a motion to allocate that money in to the Law Enforcement Capital Fund; per Auditor's approval. He is interested in the purchase of a new vehicle and a new golf cart, with a quote of \$33,000.00 for the vehicle, and \$12,000.00 for the golf cart.

Boyles moved to approve the allocation of "carry-over" monies from the 2018 budget to the Law Enforcement Capital Fund. McCann seconded.

Roll Call: Koehler, yes; Faris; yes, Boyles; yes, Ladd; yes, McCann; yes. Motion Carries.

Faris moved to approve the police department expenditure. Boyles seconded.  
Roll Call: Koehler; yes, Faris; yes, McCann; yes, Boyles; yes, Ladd; yes. Motion Carries.

**Utility Department Report:**

Village Administrator Auger expressed the need for purchase of a Kybota multi-purpose utility vehicle that can be used during all seasons; especially winter with the plow attachment. The money received from the sale of the F-250 truck will go towards this purchase.

The total price for the vehicle is \$23,680.00.

Faris moved to authorize the purchase of the Kybota vehicle for the utilities department; using the money from the sale of the F-250 utility truck. Seconded by Ladd.

Roll Call: Koehler; yes, Faris; yes, McCann; yes, Boyles; yes, Ladd; yes. Motion Carries.

Village Administrator also explained that the left over monies after the Kybota purchase will go toward repairs to the current utility golf carts.

The Utility Department is due to start their valve flushing exercise program. They will start in the downtown area first. They will post proper notices and post in the Put-in-Bay local newspaper.

The repairs for the manhole on Bayview will start next month. Put-in-Bay Investments will be doing the work.

Poggemeyer is moving forward with the requests of the Village in regards to the permanent equipment for the Ozone Project.

\*Lengthy discussion took place about the utility easement on Sybil and who's property it actually is; and what it has been used for.

**PIBC:**

Expressed concern with the flower beds; never adequately watered by the sprinkler system. Two proposals from All Seasons Maintenance were presented to council to adequately water the flower beds. Combined together the total is \$822.00 with removal of tax and transportation to the island.

The lampposts will have to be retro-fitted to remove or contain or separate the waterline and electrical line that goes up to water the plants. This in addition to the new brackets to hang flowers (see attachment A), and any additional irrigation for those posts will be needed in the spring. The PIBCG is asking council for \$8,000.00 for park improvements, along with the same request of DeRivera Park and PIBC.

Boyles moved to authorize \$822.00 for necessary retrofitting of lampposts, allowing All Seasons to do the work. Seconded by Ladd.

Roll Call: McCann; yes; Boyles; yes, Faris; yes, Ladd; yes, Koehler; yes. Motion Carries.

Boyles motioned the approval of \$8,000.00 for park improvements. Seconded by Koehler.

Roll Call:

\*Koehler started discussion of a different amount needed for these improvement;

Boyles rescinded his original motion; Koehler rescinded his second to that motion.

Boyles moved for the approval up to \$10,000.00 for park improvement. Koehler Seconded.

Roll Call: McCann; yes, Faris; yes, Ladd; yes, Boyles; yes, Koehler; yes. Motion Carries.

**Committee Reports:**

**Safety Meeting:**

Paula Ladd gave overview on her attendance at the Safe Island Task Force meeting on Tuesday, November 13<sup>th</sup>, 2018 at 10:15 AM. The discussion of implementing rules and safety guidelines for all golf cart rental owners took place. The focus was on how to make them safer and lessen the reckless usage of them during busy weekends. Brad Olemacher and Christie Ontko were in attendance and they voiced comments and concerns on this topic. The Village of Put-in-Bay has slow moving vehicle ordinances already in place; need something more informative.

Mayor recommended safety committee members continue to meet with S.I.T.F and come back to council for any action in the future.

**Rules and Ordinance Committee:**

Working to come up with a Village of Put-in-Bay project manager\engineer. Looked for guidance in how to establish this position. Members will meet with Legal Counsel.

**Legal Solicitor Report:**

Lampela Case: denial of unemployment.

Approval of lot split for the sale of the Fredrick property.

Working with Fiscal Officer on the Credit Card Policy for 2019. New HB being passed in February of 2019.

**Public Participation:**

Megabits presented council with their proposal for internet services for islanders and tourists charging a daily, weekly, monthly fee. Also looking for usage of the water tower to build a tower on. Legal counsel will research current leases with cell tower providers to make sure there is no conflict of interest in any pre-existing contracts. Megabits was directed to submit a price plan. No action was taken.

**Executive Session:**

Faris moved for council to enter into executive session to discuss appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. ORC 121-22. Seconded by Ladd.

Council entered executive session at 10:31 AM.

Boyles moved to exit executive session. Ladd seconded.

Roll Call: Voice vote; all yes. Motion Carries.

Council returned from executive session at 11:14 AM.

Boyles moved to approve a one-time, extraordinary; non-president setting compensation for James Bailey hard and diligent work during the hardships at the water plant in the amount of \$3,600.00, to be added to his next paycheck for is outstanding. Ladd seconded.

Roll Call: McCann, yes, Faris; yes, Boyles; yes, Ladd; yes, Koehler; yes. Motion Carries.

**ADJOURN:** Moved by Boyles that we adjourn the Regular Council Meeting. The motion was seconded by Koehler. Voice vote; All, yes. Motion carried.

Meeting Adjourned at 11:18 AM.



\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Thursday, October 18<sup>th</sup>, 2018  
12:15 PM  
Put-in-Bay Town Hall

The President of the Council of the Village of Put-in-Bay, along with council members Ladd and Faris, called for a Special Meeting on Thursday October 18<sup>th</sup>, 2018 at 12:15 PM to discuss the hiring of new Utility Department personnel, Payment of contractor housing, other employee housing and water department projects, and the reallocation of dock funds needed for unemployment funding.

Mayor McCann was absent; President of Council, Dress called the meeting to order at 12:21pm.

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

Faris asked for the support of council to write a letter of support to Lake Erie Island Conservancy for the purchase of Cooper's Woods; with the OWPC providing additional grant funding.

Koehler moved to approve council's support to Lake Erie Island Conservancy for the purchase of Cooper's Woods with additional grant funding through the OWPC. Second by Ladd.

Roll Call: Boyles; yes, McCann; yes, Koehler; yes, Faris; abstain, Ladd; yes, Dress; yes. Motion carries.

#### **Village Administrator Report:**

The Village Administrator presented council with applicants for the utility department, with the focus being on a Class 1; starting at \$19.00/hour, and moving to the island October 29<sup>th</sup>, 2018.

Faris moved to approve the hiring of a Class 1 water operator at the rate of \$19.00/hour. Second by Koehler.

Roll Call: McCann; yes, Faris; yes, Dress; yes, Ladd; yes, Koehler; yes, Boyles; yes. Motion Carries.

The Village Administrator discussed the re-hiring of Dave Deezeuw full time as Class 3 water operator for the Village of Put-in-Bay, based on the same pay rate and reinstatement of his sick time he never used.

Boyles voiced concern about the terms of re-hire; Mr. Deezeuw must sign a housing contract and start off on a probationary period.

Moved by Faris to approve the re-hiring of Dave Deezeuw as a full time Class 3 water operator, based on the terms of a new employee of the Village of Put-in-Bay; probationary period, same rate of pay, signed housing agreement, and one full year employed before accruing vacation time. Second by Dress.

Roll Call: Ladd; yes, Faris; yes, McCann; yes, Dress; yes, Koehler; yes, Boyles; yes. Motion Carries.

Moved by Koehler to approve the re-hire of Doug Knauer as an independent contractor at the rate of \$40.00/hr, to be used as needed at the water plant. Second by Ladd.

Roll Call: Boyles; yes, dress; yes, Faris; yes, Ladd; yes, McCann; yes, Koehler; yes. Motion Carries.

Village Administrator addressed employee housing for the police and utility department. The police department is occupying one utility housing condo, therefor making them not available for new hire water operator. Presented the possibility of Fredrick House renovations within 6 months to satisfy police department, and make utility housing available again. Council directed department heads to sort out the issue. No action was taken.

Moved by Ladd to compensate Jaime Mendoza for his promotion of Water Plant Supervisor in the form of 6 months' rent free housing in the Utility Department condos. The amount would be \$600.00 a month for 6 months, totaling \$3,600.00, starting at the next pay period; 10-14-2018 to 10-27-2018. Second by Koehler.

Roll Call: Boyles; yes, Faris; yes, McCann; yes, Ladd; yes, Dress; yes, Koehler; yes. Motion Carries.

Faris moved to approve Darrel Blanchard's housing for the month of October at the Island Club in the total of \$1,062.50. Second by Ladd.

Roll Call: Dress; yes, Koehler; yes, Boyles; yes, McCann; yes, Faris; yes, Ladd; yes. Motion Carries.

Moved by Koehler to appropriate \$4,000.00 from unallocated money in the general fund to cover unemployment compensation in the dock account. Second by Boyles.

Roll Call: Dress; yes, Koehler; yes, Boyles; yes, McCann; yes, Ladd; yes, Faris; yes. Motion Carries.

**Ozone Report:**

The EPA is urging the Village to consider a permanent Ozone System to be installed immediately. Tom Borck from Poggemeyer will be surveying the property where the ozone System is currently located, along with equipment to construct final plans for a design.

\*Lengthy discussion about the importance of the Ozone System took place

Moved by Faris to advise Poggemeyer to expedite the final design and plans for the Ozone System by December 2st, 2018, preparing it for bid. Second by Boyles.

Roll Call: Boyles; yes, McCann; yes, Faris; yes, Ladd; yes, Koehler; yes, Dress; yes. Motion Carries.

Councilman Koehler suggested hiring Joe Cerny as a private project head for the Ozone/Waterline project based on his knowledge of the water plant. No action was taken.

President of Council Jessica Dress set dates for upcoming committee meeting;

Finance Committee: November 7<sup>th</sup>, 2018 at 8:00 AM.

Safety Committee: October 23<sup>rd</sup>, 2018 at 1:00 PM.

Property Committee: November 14<sup>th</sup>, 2018 at 12:15 PM.

Moved by Faris to adjourn special meeting. Second by Ladd.

Voice Vote: All in favor. Meeting adjourned at 1:21 PM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Wednesday October 10<sup>th</sup>, 2018  
12:15 PM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday, September 10<sup>th</sup>, 2018 and was called to order at 12:15 PM; Mayor McCann presided.

Roll Call:

Koehler; present, Faris; present, Boyles; present, McCann; present, Ladd; absent, Dress; Present. Legal Counsel Susan Anderson was in attendance.

**ORDINANCE 1198-18:**

Boyles moved to hold the third and final reading of ORD 1198-18 denying the application of Tracy Schork to amend the official zoning classification of Parcel No. 0250571307482000, 349 Doller Avenue from C-1 limited commercial district to C-2 general commercial district. Seconded by Dress.

Roll Call: Koehler; abstain, Faris; yes, Boyles; yes, McCann; yes, Dress; Yes. Motion carries.

**Minutes, Public Hearing, August 16<sup>th</sup>, 2018:**

Moved by Dress to approve meeting minutes from August 16<sup>th</sup>, 2018. Seconded by Boyles.

Roll Call: McCann; yes, Dress; yes, Faris; yes, Koehler; yes, Boyles; yes. Motion Carries.

**Minutes, Regular Meeting, September 12<sup>th</sup>, 2018:**

Moved by Dress to approve meeting minutes from September 12<sup>th</sup>, 2018. Seconded by Boyles.

Roll Call: Faris; yes, Koehler; yes, Boyles; yes, McCann; yes, Dress; yes. Motion Carries.

**Minutes, Special Meeting, September 21<sup>st</sup> and 24<sup>th</sup>, 2018:**

Moved by Boyles to approve meeting minutes from September 21<sup>st</sup> and 24<sup>th</sup>. Seconded by Dress.

Roll Call: McCann; yes; Faris; yes, Koehler; yes, Boyles; yes, Dress; yes. Motion Carries.

**Financial Statements and Bills:**

Moved by Dress to approve financial statements. Seconded by Faris.

Roll Call: Dress; yes, McCann; yes, Faris; yes, Koehler; yes, Boyles; yes. Motion Carries.

Moved by Dress to approve bills to be paid. Seconded by Boyles.

Roll Call: Koehler; abstain, Dress; yes, McCann; yes, Faris; yes, Boyles; yes. Motion Carries.

**Darrel Blanchard Compensation:**

Dress moved to approve Mr. Blanchard reimbursement/ compensation for the previous month for the total of \$4,699.31. Seconded by Faris.

Roll Call: Boyles; yes, Koehler; yes, Dress; yes, McCann; yes, Faris; yes. Motion carries.

**Police Department Rank and Salary Increase:**

Mayor recommended final approval of appointment to their positions for two full time officers; Frase and Woodside, and ending their probationary period.

Faris moved to accept the mayor's recommendation of the two full time officers to their positions after completing their probationary period. McCann seconded the motion.

Roll Call: Dress; yes; McCann; yes, Faris; yes, Koehler; yes, Boyles; yes. Motion Carries.

Dress moved to table the discussion of compensation increase for full time police officers; Miller, Frase, and Mariano until executive session. Koehler seconded the motion.

Voice vote: all yes. Motion carries.

**Woodside Resignation:**

Moved by Faris to accept Officer Woodside's resignation as of October 2<sup>nd</sup>, 2018, and Chief Riddle approval to hire his replacement. Boyles seconded the motion.

Roll Call: McCann; yes, Faris; yes, Koehler; yes, Boyles; yes, Dress; yes. Motion carries.

**Wreaths Across America:**

Koehler moved to approve \$160.00 for Wreath's across America. Dress seconded.

Roll Call: Faris; abstain, Koehler; yes, Boyles; yes, Dress; yes, McCann; yes. Motion Carries.

**Utilities Invoices:**

Dress moved to approve WWTP invoices over \$3,000.00 for operating materials and supplies. Seconded by Koehler.

Roll Call: Boyles; yes, Dress; yes, McCann; yes, Faris; yes, Koehler; yes. Motion Carries.

**Ray Fogg Proclamation:**

Approval of the proclamation of Ray Fogg Day was discussed and legal counsel directed council that a Mayor's Proclamation does NOT need to be approved by council.

\*Discussion about additional liability insurance is put on hold until council and fiscal officer have more information.

\*Lengthy discussion about Village flags and who is responsible for them took place. Consideration of appointing another volunteer organization to take responsibility for putting them up and taking them down was discussed. Dress will explore possibilities.

**Winter Fuel:**

Boyles moved to approve \$3,000.00 for winter fuel for the police department. Seconded by McCann.

Roll Call: Dress; yes, McCann; yes, Faris; yes, Koehler; yes, Boyles; yes. Motion Carries.

Moved by Koehler to approve \$3,000.00 for winter gas, for utilities, and \$25,000.00 for Town Hall fuel/oil for the winter. Seconded by Boyles.

Roll Call: Faris; yes, Koehler; yes, Boyles; yes, Dress; yes, McCann; yes. Motion carries.

**Public Participation:**

Teknik Data Communications presented council with their interest in putting antennae's on the water tower to ensure better wifi.

Council and Legal Counsel discussed further research in to pre-existing relationships with other contractors to make sure there is no overlap. Discussed the possibility of a consultant and a legal review to take place before council makes any decision.

**Reports:**

Darrell Blanchard gave update on the WWTP and progress he has made in the past few weeks. He has taken care of the majority of the violations, and submitted all data and findings and orders for 3 violations. Submitted September reports and they came back all in range.

Police- Chief Riddle reported to council about the success of active shooter drill at the school.

Village Administrator- Anne Auger contacted tree trimming company and they will come out and do estimate in the fall for the trees in De Riviera Park. She is also working on appraising the utility departments fleet of vehicles; will have full report next month.

The EPA is urging the Village to commit to the permanent ozone equipment since the 75% grant for obtaining water from the mainland does not apply anymore. Tom Borck from Poggemeyer was misinformed when he presented to council at the workshop meeting. No action was taken.

Water Plant is looking to hire a Class 2 water operator at the rate of \$19.00/hour, and possibly bringing back Doug Knauer as a contractor. No action has been taken yet.

Dress moved for council to enter in to executive session to discuss appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee and pending litigation. ORC 121-22. Seconded by Faris.

Roll Call: Koehler; yes, Boyles; yes, Dress; yes, McCann; yes, Faris; yes. Motion Carries.

Council entered in to executive session at 12:53 PM.

Council returned from executive session at 1:18 PM.

Faris moved to un-table the previous motion for approval of the compensation increase and advancement in rank for Miller, Mariano, and Frase. Seconded by Boyles.

Roll Call: Dress; yes, Boyles; yes, McCann; yes, Faris; yes; Koehler; yes. Motion Carries.

Moved by Dress to remove Glenn Basting from the Village Administrator position pursuant to ORC 735.271 and 231.01 of the Village codified ordinances. Seconded by Faris.

Roll Call: McCann; yes, Faris; yes, Koehler; yes, Boyles; yes, Dress; yes. Motion Carries.

Faris moved to introduce **ORDINANCE 1202-18: REMOVING GLENN BASTING FROM THE POSITION OF VILLAGE ADMINISTRATOR AND DELCARING AN EMERGENCY.**

Dress moved to treat Ordinance 1202-18 as an emergency. Faris seconded.

Roll Call: McCann; yes, Faris; yes, Koehler; yes, Boyles; yes, Dress; yes. Motion Carries.

Faris moved that the three reading rule be waived for Ordinance 1202-18. Seconded by Dress.

Roll Call: Koehler; yes, Boyles; yes, Dress; yes, McCann; yes, Faris; yes. Motion Carries.

Moved by Dress that Ordinance 1202-18 go in to effect immediately. Seconded by Koehler.

Roll Call: Boyles; yes, dress; yes, McCann; yes, Faris; yes, Koehler; yes. Motion carries.

Boyles moved to approve Mr. Pierce to remove and grind down tree stump in De Riviera park for \$350.00. Faris seconded.

Roll Call: Dress; yes, McCann; yes, Faris; yes, Koehler; yes, Boyles; yes. Motion Carries.

### **Committee Reports:**

Faris stated All Season's Maintenance will come out and do an estimate on the sprinkler system in De Riviera Park and the light poles with hanging flower baskets.

Boyles stated the steel pole in the park should be removed as soon as possible, before Oktoberfest weekend in the park. No Action was taken.

Dress moved to enter in to executive session pursuant to ORC 121.225; matters to be kept confidential; attorney-client privilege for the purpose of seeing legal advice from the village solicitor regarding the pending charges against the Mayor. Seconded by Faris.

Roll Call: Faris, yes; Koehler; yes, Boyles; abstain, Dress; yes; McCann; abstain. Motion Carries.

Council entered in to executive session at 1:28PM.

Faris moved to return from executive session. Seconded by Boyles.

Voice vote: all yes.

Council returned from executive session at 1:47 PM.

Motion to adjourn moved by Boyles and seconded by Faris.

Roll Call: Koehler; yes, Boyles; yes, Dress; absent, McCann; yes, Faris; yes.

Meeting adjourned at 1:49 PM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Friday, September 21<sup>st</sup>, 2018 and Monday, September 24<sup>th</sup>, 2018  
3:00 P.M  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Friday, September 21<sup>st</sup>, 2018 to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. Also, to approve spending for materials for the daily operations of the Water Treatment Plant, and the WSRLA Loan. Mayor McCann called the meeting to order at 3:17 P.M.

Roll Call: Dress, absent; Ladd, absent; Faris, here; Boyles, here; McCann, here; Koehler, here.

Fiscal officer, Courtney Blumensaadt sought out approval from counsel for invoices over \$3000.00. Totals due are from O.E. Meyer \$4885.13, and Fairmount Santrol, \$8310.60

Moved by Faris to approve the invoices for products needed at the water treatment plant. Seconded by Boyles.

Roll Call: McCann, yes; Koehler, yes; Faris, yes; Boyles, yes. Motion Carried.

Moved by Faris to make James Bailey's approved pay rate retroactive to his start date of July 9<sup>th</sup>, 2018. McCann seconded.

Roll Call: Koehler, yes; Faris, yes; Boyles, yes; McCann, yes. Motion Carried.

Fiscal Officer Blumensaadt discussed Mr. Blanchard's requests while working with the water treatment plant, exploration on different options for Mr. Blanchard's compensation. Mayor McCann informed counsel of his progress within the first week of being at the plant.

#### **WSRLA Loan**

Fiscal officer Blumensaadt explained the current statuses of the WSRLA Loan to counsel; there is missing piece of legislation needed to complete the application process with Poggemeyer.

Interim Village Administrator, Ann Auger addressed counsel on the state of the water treatment plant. Stated water operator Mendoza and Mr. Blanchard met with the EPA in Bowling Green to discuss the 19 violations, and concerns with Mr. Bastings costing the Village large amounts of money, reputation and liability. They recommended he be removed from operator of record. The EPA has also launched investigation on Mr. Basting's absences and conduct.

\*lengthy discussion continued about Mr. Basting and conduct at water treatment plant.

Auger explained Blue in Green invoices and their totals in comparison to last year. Due to Mr. Bastings negligence in returning the contract within the allotted time, the total for the months of July, August, and September are \$60,000.00. Auger has been in contact with representative from Blue in Green, and there is no chance of revisiting the contract; the amounts are due as soon as possible.

Mayor suggested the contract be sent to legal counsel for further instruction.

Moved by Faris to pay \$30,000.00 to Blue in Green for the rental of the equipment. Seconded by Koehler.

Roll Call: McCann, yes; Faris, yes; Boyles, yes; Koehler, yes. Motion Carried.

Mayor and council discussed the future of Mr. Basting in the position of Village Administrator, and the termination of Mr. Basting holding the Operator of Record title.

Poggemeyer will be at the plant next week to take core samples of the filters to determine their need for repairs. Results of core sample will determine the usage of excess media ordered by Basting. Storage of extra materials will be discussed at a later date.

Moved by Faris to recess the special meeting to Monday, September 24<sup>th</sup>, 2018 at 9:00 A.M. Seconded by Boyles. Roll Call: Voice vote; all yes. Special meeting Adjourned at 3:38 P.M.

Attest: \_\_\_\_\_

\_\_\_\_\_  
Mayor

XXXXXX



Regular Meeting of Council  
Wednesday September 12<sup>th</sup>, 2018  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday, September 12<sup>th</sup>, 2018 and was called to order at 9:04 AM; Mayor McCann presided.

Roll Call:

Mrs. Dress, present; Mrs. Ladd, absent; Mr. McCann, present; Mr. Boyles, present; Mr. Faris, present; Mr. Koehler, present. Legal Counsel Susan Anderson was in attendance.

**ORDINANCE 1198-18:**

Dress moved to hold the second reading of ORD 1198-18 denying the application of Tracy Schork to amend the official zoning classification of Parcel No. 0250571307482000, 349 Doller Avenue from C-1 limited commercial district to C-2 general commercial district. Faris seconded the motion.

Roll Call: Dress, yes; McCann, Yes; Boyles, yes; Faris, yes; Koehler, abstain. Motion Carried.

**RES. 1-18:**

A resolution accepting the amounts and rates as determined by the Budget Commission and authorizing the necessary tax levies and certifying them to the county auditor.

Faris moved to introduce RES. 1-18 as an emergency. Seconded by Dress.

Roll Call: Koehler, yes; Faris, yes; Boyles, yes; McCann, yes; Dress, yes.

Moved by Faris that the three reading rule be waived. Seconded by Dress.

Roll Call: Dress, yes; McCann, yes; Boyles, yes, Faris, yes; Koehler, yes. Motion Carried.

Moved by Faris that RES. 1-18 go in to effect immediately. Seconded by Dress.

Roll Call: Koehler, yes; Faris, yes; Boyles, yes; McCann, yes; Dress, yes. Motion Carried.

**ORDINANCE 1202-18: APPOINTING MICHAEL B. KAUFMAN AS SPECIAL PROSECUTOR FOR THE VILLAGE OF PUT-IN-BAY.**

\*Lengthy discussion took place in regards to the appointment of Mr. Kaufman and removal of several council members due to conflict of interests.

Mayor McCann, Tip Boyles, and Michael McCann all removed themselves.

Moved by Faris to Authorize Legal Counsel Susan Anderson to appoint special prosecutor for Mayor's Court Cases from this point on. Seconded by Dress.

Roll Call: McCann, abstain; Dress, yes; Boyles, abstain; Faris, yes; Koehler, yes. Motion Carries.

**Minutes, Regular Meeting, August 8<sup>th</sup>, 2018:**

Moved by Dress that the regular meeting minutes of August 8<sup>th</sup>, 2018 be approved. Seconded by Faris.

Roll Call: Boyles, yes; Dress, yes; McCann, yes; Koehler, yes; Faris, yes. Motion Carried.

**Minutes, Regular Meeting, August 13<sup>th</sup>, 2018:**

Moved by Faris that the regular meeting minutes of August 13<sup>th</sup>, 2018 be approved. Seconded by Dress.

Roll Call: Boyles, yes; dress, yes; McCann, yes; Koehler, yes; Faris, yes. Motion Carried.

**Public Hearing Minutes, August 16<sup>th</sup>, 2018:**

Moved by Dress to approve the public meeting minutes of August 16<sup>th</sup>, 2018. Seconded by Faris.

Roll Call: McCann, yes; Koehler, yes; Faris, yes; Dress, yes; Boyles, yes. Motion Carried.

**Minute, Regular Meeting, August 24<sup>th</sup>, 2018:**

Moved by Faris that the regular meeting minutes of August 24<sup>th</sup>, 2018 be approved. Seconded by Dress.  
Roll Call: McCann, yes; Koehler, yes; Faris, yes; Dress, yes; Boyles, yes. Motion Carried.

**Financial Statements:**

Moved by Dress to approve financial statements from August 2018. Seconded by Faris.  
Roll Call: McCann, yes; Koehler, yes; Faris, yes; Dress, yes; Boyles, yes. Motion Carried.

**Bills:**

Moved by Faris to pay all bills presented by Fiscal Officer. Seconded by Boyles.  
Roll Call: Faris, yes; Dress, yes; Boyles, yes; McCann, yes; Koehler, yes. Motion Carried.

**ThyseenKrupp Elevator:**

Moved by Dress to allocate up to \$5,580.00 for total elevator repairs. Seconded by McCann.  
Roll Call: Faris, yes; Dress, yes; Boyles, yes; McCann, yes; Koehler, yes. Motion Carried.

**Police Rental- \$30,000.00:**

Moved by Boyles to allow police department to use \$30,000.00 for operations and other expenses. Seconded by McCann.  
Roll Call: Faris, yes; Dress, yes; Koehler, yes; McCann, yes; Boyles, yes. Motion Carried.

**Doug Miller Probationary Period:**

Recommended by Mayor McCann to remove Miller from probationary period.

Boyles moved to approve Miller's probationary period after rank increase within police department. Seconded by Dress.  
Roll Call: Faris, yes; Boyles, yes; McCann, yes; Koehler, yes; Dress, yes. Motion Carried.

**Police Credit Card Increase:**

Recommended by Mayor McCann to increase police credit card limit from \$3,000.00 to \$10,000.00.

Moved by Boyles to increase the police credit card from \$3,000.00 to \$10,000.00. Seconded by McCann.  
Roll Call: Faris, yes; Koehler, yes; McCann, yes; Dress, no; Boyles, yes. Motion Carried.

**James Bailey Compensation:**

Moved by Faris to increase James Bailey pay rate from \$24.52 to \$24.88. Second by Dress.  
Roll Call: Boyles, yes; Faris, yes; McCann, yes; Koehler, yes; Dress, yes. Motion Carried.

**Milo Breitinger Sewer Adjustment:**

Moved by Faris to adjust Mr. Breitinger's sewer bill and remove the \$923.19 charge for unknown usage. Seconded by Dress.

\*lengthy discussion about different scenarios regarding water/sewer bill adjustment. Argued the exploration of pro-rating the bills in the future.

Dress moved to direct Village Administrator to come up with a suggested policy when working with water/sewer adjustments. Seconded by Boyles.  
Roll Call: Faris, yes; McCann, yes; Koehler, yes; Boyles, yes; Dress, yes. Motion Carried.

**Approval of Hach Equipment(\$8118.00) and Scada Software (\$3285.00):**

Moved by Faris to approve the necessary equipment and software needed for the daily operations and proper report readings of the WWTP; per EPA request; up to \$12,000.00. Seconded by McCann.  
Roll Call: Dress, yes; Faris, yes; Boyles, yes; McCann, yes; Koehler, Yes. Motion Carries.

**Legal Bills:**

Dress moved to pay the Legal Bills from Walter-Haverfield, LLP in the amounts of \$20,297.20, \$14,901.25, and \$14,901.25 for the months of May, June and July. Seconded by Faris.

Roll Call: Faris, yes; McCann, yes; Koehler, yes; Boyles, yes; Dress, yes. Motion Carried.

**2018 Fall Regatta Contract:**

Boyles moved to approve the 2018 Fall Regatta contract and dockage rates. The contract was updated from 2017. The usage of A and C docks, and the dockage rates remain the same. Seconded by McCann.

Roll Call: Faris, yes; McCann, yes; Koehler, yes; Boyles, yes; Dress, yes. Motion Carried.

**Anne Auger Phone Stipend:**

Faris Moved to approve a cell phone stipend for Anne in the amount of \$18.46 bi- weekly retroactive to June 1<sup>st</sup>, 2018. Seconded by Dress.

Roll Call: McCann, yes; Koehler; Boyles, yes; Dress, yes; Faris, yes. Motion Carried.

**Water Operator Cell Phone Stipend:**

Moved to approve cell phone stipend for James Bailey and Jaime Mendoza in the amount of \$18.46 bi-weekly. To be applied to upcoming pay period. Seconded by Boyles.

Roll Call:McCann, yes; Koehler, yes; Boyles, yes, Faris, yes; Dress, yes. Motion Carried.

**Fiscal Officer Training:**

Moved by Boyles to approve Fiscal Officer Blumensaadt to attend annual Fiscal Officer Training October 16<sup>th</sup>, 2018. Seconded by Faris.

Roll Call: McCann, yes; Koehler, yes; Dress, yes; Faris, yes; Boyles, yes. Motion Carried.

**Chief of Police Report:**

Chief Riddle reported on Middle Bass performance of Police Officers. Middle Bass residents are very happy with officers. Police/EMS housing on Middle Bass has been cleaned up and repaired.

**Zoning:**

Boyles announced at next zoning meeting; September 19<sup>th</sup>, 2018 at 10:00 A.M. there will be a discussion about zoning manual changes; parking and dumpsters. Encouraged public to attend if they have insight.

**Public Participation:**

-Billy Market follow up discussion on Safe Island Task Force, and what it would take for the Village to update and modernize Police Department. Requests to work with liaison from the Safety Committee, and would like to attend the next Safety Committee meeting. Dress wants to set up a meeting specifically for this purpose in the near future.

-Jody Frimel follow up on PIBGC proposal of final garden completion at DeRiviera Park. PIBGC tabled financial contribution for final garden until irrigation system issues have been addressed. Currently they have not been resolved. Would like to work with Village Administrator to resolve irrigation issue and continue forward with future garden plan.

-Joey Wolf submitted a letter of interest and offer for Fredrick's Property.

-Taxi John made himself available for any questions regarding electric Bicycles. Presented council and public with example of identification plate that could be used for these bicycles, dependent on class. Suggested they could possibly be issued from police department for a small cost. With knowledge and understanding of Ohio Laws surrounding electric bikes, he wants to regulate the amount of electric bicycles that could be used on the island.

Mayor requests council and legal counsel to enter executive session.

Moved by Faris to enter executive session to discuss the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee; and for the discussion of imminent and pending litigation. Seconded by Dress.

Roll Call: Faris, yes; Boyles, yes; McCann, yes; Koehler, yes, Dress, yes. Motion Carries. Council entered executive session at 10:01 A.M.

Faris moved to return from executive session. Seconded by Dress.

Roll Call: Koehler, yes; Faris, yes; Dress, yes; Boyles, yes; McCann, yes. Motion Carries. Council returned from executive session at 10:46 A.M.

Mayor McCann recommended Jaime Mendoza be promoted to Assistant Superintendent for the water treatment plant in lieu of Mr. Bastings absence.

Moved by Dress to appoint Mr. Mendoza for Assistant Superintendent for the water treatment plant. Seconded by Faris.

Roll Call: Boyles, yes; Dress, yes; McCann, yes; Faris, yes; Koehler, yes.

Motion Carried.

Mayor McCann recommended Anne Auger serve as interim Village Administrator at the pay rate of \$25.00 per hour.

Moved by Boyles to appoint Anne Auger to interim Village Administrator position at the pay rate of \$25.00 per hour. Seconded by Faris.

Roll Call: Dress, yes; Faris, yes; McCann, yes; Koehler, yes; Boyles, yes. Motion Carried.

Dress moved to pursue contracting with Darrel Blanchard as temporary operator of record at the Water Treatment Plant. McCann seconded the motion.

Roll Call: Faris, yes; McCann, yes; Koehler, Dress, yes; Boyles, yes. Motion Carried.

Moved by Faris to remove Mr. Basting from Village Administrator position. Dress seconded the motion.

Roll Call: Boyles, no; McCann, no; Faris, yes; Dress, yes; Koehler, yes. Motion Failed.

**Adjourn:**

Dress moved to adjourn the meeting. Boyles seconded the motion. Voice vote: all yes. Meeting adjourned at 11:25 A.M.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Friday, August 24<sup>th</sup>, 2018  
3:00 PM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Friday, August 24th, 2018, to discuss and approve spending for replacement and maintenance of materials for the media filters at the water plant, as well as any other possible maintenance costs; and to approve the payment of Village credit cards.

Mayor Bernard McCann called the meeting to order at 3:04 PM.

Roll Call: Jeff Koehler, Jessica Dress, Kelly Faris, Tip Boyles, Paula Ladd, Michael McCann, all present.

**Replacement and Maintenance of materials at Water Plant:**

Water Operator, James Bailey presented council with the order amount for chemicals needed to return the water plant to compliance, and provide a cushion. The amount totaled \$14,231.00.

Moved by Kelly Faris to approve the total amount. Second by Dress.

Roll Call: Jeff Koehler, yes; Tip Boyles, yes; Michael McCann, yes; Paula Ladd, yes; Kelly Faris, yes; Jessica Dress, yes. Motion Carried.

Kelly Faris commended the water plant operators for their hard and diligent work the past few weeks.

**Executive Session:**

Jessica Dress moves to enter executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of at public employee. Second by Kelly Faris.

Roll Call: Jeff Koehler, yes; Tip Boyles, yes; Michael McCann, yes; Kelly Faris, yes; Jessica Dress, yes; Paula Ladd, yes. Motion carried. Council entered executive session at 3:06 PM.

Boyles moved to exit from executive session and re-enter the special council meeting with action to follow.

Seconded by Ladd.

Roll Call: Ladd, yes; Jeff Koehler, yes; Jessica Dress, yes; Michael McCann, yes; Tip Boyles, yes; Kelly Faris, yes. Motion carries. Council returned from executive session at 3:33 PM.

**Hourly Pay Rate Increase:**

Faris moves to increase bath house employee, Michelle Sedilko from \$12.00/hour to \$14.00/hour retroactive to the last pay period. Second by Boyles.

Roll Call: Ladd, yes; Dress, yes; McCann, yes; Boyles, yes; Faris, yes; Koehler, yes. Motion Carries.

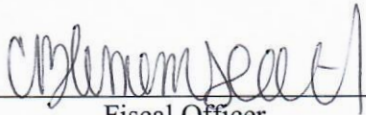
**Employment Termination:**

Dress moves to terminate employment of Henry Biggert from the Village of Put-in-Bay. Seconded by Faris.  
Roll Call: Dress, yes; Ladd, yes; McCann, yes; Boyles, yes; Faris, yes; Kohler, yes. Motion Carries.

**Adjourn:**

Tip Boyles moved to adjourn the special meeting. Seconded by Michael McCann.  
Voice vote: all yes. Motion carries. Meeting adjourned at 3:42 PM.

  
\_\_\_\_\_  
Mayor

Attest:   
\_\_\_\_\_  
Fiscal Officer

Public Hearing- The Ohio Environmental Protection Agency  
Thursday, August 16<sup>th</sup>, 2018  
12:00 PM  
Put-in-Bay Town Hall – Assembly Room

The Ohio Environmental Protection Agency held a public hearing to discuss The Village of Put-in-Bay Waste Water Treatment Plant, and the most recent list of violations issued.

Musa A. Khaleq, P.E. Environmental Engineer 2, along with Paul Borck and Justin Bowerman presented members of council and the public with the following violations:

1. Failure to designate an operator of record for the Village of Put-in-Bay water treatment plant.
2. Failure to correctly submit Monthly Operator Report for the month of June.
3. Failure to monitor and report Turbidity for the dates of June 2<sup>nd</sup>-6<sup>th</sup>, 28<sup>th</sup> and 29<sup>th</sup>, 2018.
4. Failure to monitor the following parameters necessary to determine the required Disinfection Contact time.
5. Failure to respond to the reporting of a Significant Deficiency within the allotted number of days of initial violation.

Upon receipt of The Village of Put-in-Bay’s contingency plan for the water system on June 15<sup>th</sup>, 2018, there were many revisions required. Mr. Basting provided the updated contingency plan to the members of the EPA.

Mr. Khaleq urged Mr. Basting and council to develop a succession plan for the Operator of Record, and for the village to submit a formal removal of the previous operator of record; along with proof of resignation by August 28<sup>th</sup>, 2018.

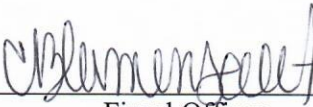
Members of the EPA discussed the future plan of action for the Village of Put-in-Bay Water Treatment Plant. Mr. Basting is required to submit daily water reports and samples, and to submit his MOR (monthly operator report) timely; along with notifying the public within 24 hours of any pertinent information. Basting will be provided with the necessary templates and spreadsheets needed to comply with the EPA and there requests. A monthly and yearly schedule of deadlines will also be provided.

Justin Bowerman was to report to the plant and provide a walk-through for all water operators and Mr. Basting; designating the data collections sites.

Members of the EPA concluded the meeting directing the WTP to follow through with daily maintenance and operation to meet quality standards of drinking water.

\_\_\_\_\_  
Mayor

Attest:

  
\_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Monday August 13<sup>th</sup>, 2018  
8:00 am  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Monday, August 13th, 2018, to discuss and review Village budgets, incorrect public employee salaries and went into executive session to discuss personnel, Mayor, Bernard McCann called the meeting to order at 8:02 AM.

Roll Call: Jeff Koehler, Jessica Dress, Kelly Faris, Tip Boyles, Paula Ladd, Michael McCann, all present.

Interim Fiscal Officer, Joy Cooper discussed the basic operations of Council, and 2018 finances from the month of July and projections for the remaining year.

**EXECUTIVE SESSION:**

Moved by Dress and seconded by Ladd to enter in to executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of at public employee. Roll Call: Jessica Dress, yes; Kelly Faris, yes; Jeff Koehler, yes; Paula Ladd, yes; Michael McCann, yes; Tip Boyles, yes; Council entered in to executive session at 8:38 AM.

Dress moved and seconded by Ladd to exit from executive session and re-enter the special council meeting with action to follow. Roll Call: Kelly Faris; yes, Jeff Koehler, yes; Michael McCann, yes; Jessica Dress; yes, Paula Ladd; yes, Tip Boyles; yes. Council returned from executive session at 9:13 AM.

Moved by Dress and seconded by Ladd to adjust the minutes and the motion of the February 14<sup>th</sup>, 2018, meeting to state that Robert Knauer's retroactive pay is to be \$25.71 from the dates of June 1<sup>st</sup>, 2016 to August 2<sup>nd</sup>, 2017. Roll Call: Jeff Koehler, abstain; Kelly Faris, yes, Paula Ladd, yes; Jessica Dress. Yes; Michael McCann, yes; Tip Boyles, yes. Motion Carried.

**PUBLIC PARTICIPATION:** Carl Krueger voiced concern about the current water situation; and questions amount of water for the weekend. Mayor McCann states the water issues are being resolved, and the problem was lack of maintenance with equipment. Marty Faris asked who the current operator of record is. Mayor McCann answered with Glenn Basting. She also questioned if the public could be made aware of why the water was so low, testing processes, EPA requirements, and if the island in good standing with the EPA? Mayor McCann explained the process to council, and cannot answer if contingency reports were filed on time.

**DEZEEUW RESIGNATION:**

Motion by Koehler and seconded by Boyles to accept David Dezeeuw's resignation. Roll Call: Dress, yes; Koehler, yes; Faris, no; Boyles, yes; Ladd, no; McCann, yes. Motion Carried.

**ADJOURN:** Moved by Dress that we adjourn the Special Council Meeting. The motion was seconded by Koehler. Voice vote: All, yes. Motion carried at 9:21 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_

\_\_\_\_\_  
Fiscal Officer



Regular Meeting  
Council of the Village of Put-in-Bay  
Wednesday, August 8, 2018

The Council of the Village of Put-in-Bay met in regular session on Wednesday, August 8, 2018. Mayor Bernard McCann was absent. President of Council Jessica Dress presided over the meeting. Roll Call: Jessica Dress, Paula Ladd, Tip Boyles, Michael McCann, Jeff Koehler, Kelly Faris, present. Legal Counsel Susan Andersen was in attendance.

**Fiscal Officer Sworn In:**

Village Legal Counsel Susan Andersen administered the oath of office to the Fiscal Officer of the Village of Put-in-Bay, Cortney Blumensaadt.

**ORDINANCE 1198-18: AN ORDINANCE DENYING THE APPLICATION OF TRACY SCHORK TO AMEND THE OFFICIAL ZONING MAP OF THE VILLAGE OF PUT-IN-BAY TO CHANGE THE ZONING CLASSIFICATION OF PARCEL NO. 0250571307482000, 349 DOLLER AVENUE FROM C-1 LIMITED COMMERCIAL DISTRICT TO C-2 GENERAL COMMERCIAL DISTRICT.**

Tip. Boyles introduced Ordinance 1198-18. The First Reading of Ordinance 1198-18 was completed.

**ORDINANCE 1199-18, AN ORDINANCE AMENDING ORDINANCE 1173-17.**

Tip. Boyles introduced Ordinance 1199-18 as an emergency.

Moved by Jessica Dress that Ordinance 1199-18 be treated as an emergency for the immediate benefit of the health, welfare and protection of the Village. Second by Tip Boyles. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

Moved by Tip Boyles that the three reading rule be waived. Second by Jessica Dress. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

Moved by Tip Boyles that Ordinance 1199-18 be adopted and go into effect immediately. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried. Ordinance 1199-18 adopted.

**ORDINANCE 1201-18 AN ORDINANCE ENACTING NEW CHAPTER 1026 “USE OF PUBLIC WAYS FOR SMALL CELL WIRELESS FACILITIES AND WIRELESS SUPPORT STRUCTURES” OF THE STREETS, UTILITIES, AND PUBLIC SERVICES CODE.**

Jeff Koehler introduced Ordinance 1200-18. The First Reading of Ordinance 1200-18 was completed.

Moved by Michael McCann that Ordinance 1197-18 be treated as an emergency for the immediate benefit of the health, welfare and protection of the Village. Second by Tip Boyles. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

Moved by Tip Boyles that the three reading rule be waived. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

Moved by Tip Boyles that Ordinance 1197-18 be adopted and go into effect immediately. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried. Ordinance 1197-18 adopted.

**Financial Report for July 2017:**

The Financial Report for July 2017 will be presented at the September 2018 meeting.

**Minutes, Zoning Hearing, July 11, 2018:**

Moved by Paula Ladd that the Minutes of the Zoning Hearing of July 11, 2018, be approved. Second by Tip Boyles. Voice vote. All yes. Motion carried. The Zoning Hearing involved the application of Tracy Schork to change zoning on property at 349 Doller Avenue, from C1, Limited Commercial, to C2, General Commercial.

**Minutes, Regular Meeting, July 11, 2018:**

Moved by Jessica Dress that the Minutes of the Regular Meeting on July 4, 2018, be approved. Second by Paula Ladd. Voice vote. All yes. Motion carried.

**Public Participation:**

Peter Huston, Put-in-Bay Chamber of Commerce, stated that the DeRivera Park Marina would like to work with the Chamber and the Village to encourage a “high performance boat” weekend in July and for the Village to consider reduced dockage fees for this event. Acting Mayor Jessica Dress said that the Village would certainly review the details and then made a decision.

Jim Duffy stated that during Christmas in July that bars should be required to hire police officers at their establishments.

Brad Ohlemacher, president of Put-in-Bay Chamber of Commerce, felt that Christmas in July weekend should be tied into Island Green Week and all gas powered vehicles should be banned from the Village streets. Taxis, however, could run.

Tim Niese read a letter concerning Christmas in July weekend. See Appendix A

Billy Market, member of the Put-in-Bay School board, inquired about the status of the Village selling a portion of the Frederick property to the school. Legal Counsel stated that it is proceeding. Mr. Market also asked about the theft of water situation at the Sand Bar.

Chief Riddle, Put-in-Bay Police Department reviewed some of the extra expenses that the department incurred during Christmas in July.

**Executive Session:**

Moved by Tip Boyles that the Council enter into Executive Session to discuss compensation of public employees and to discuss with Village Legal Counsel pending or imminent legal actions concerning the Village. Second by Jessica Dress. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes.

Council entered Executive Session at 9:55 AM.

Moved by Tip Boyles to return from Executive Session to General Session. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes.

Council returned from Executive Session at 10:30 AM

**Pay increase for Water Department Employees:**

Moved by Kelly Faris that a 3% raise be given to the following employees who have worked during the transition period involving a new Village Administrator and Water Plant Operator: Scott Sneller, Ann Auger, Don Dress, and Jimmy Glauser, and that this raise take effect at the next regular pay period. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

**Raise for Wastewater Treatment Plant Employees:**

Moved by Kelly Faris that waste water treatment plant employees who have worked for the Village ten years or longer be given a \$2.00 per hour pay increase: Chris Ladd and Michael Newhorter; and that this raise take effect at the next regular pay period. Second by Tip Boyles. Roll Call: Paula Ladd, absent; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

**Village Administrator's Report:**

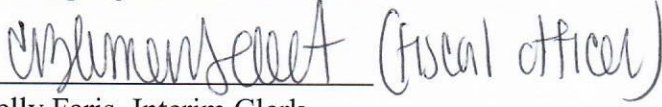
During the meeting, Mr. Basting was called away to attend to a situation at the Water Plant. There was no administrator's report.

**ILYA – Additional Billing:**

Moved by Tip Boyles that the Village of Put-in-Bay bill the Inter-lake Yachting Association \$1,396.00 for additional dockage rent. Second by Jeff Koehler. Roll Call: Paula Ladd, absent; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

**Adjourn:**

Moved by Tip Boyles to adjourn. Second by Jeff Koehler. Voice vote. All yes. Motion carried. Meeting adjourned 10:50 AM.

  
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Kelly Faris, Interim Clerk

Regular Meeting  
Council of the Village of Put-in-Bay  
Wednesday, July 11, 2018

The Council of the Village of Put-in-Bay met in regular session on Wednesday, July 11, 2018, Mayor Bernard McCann presiding. Roll Call: Jessica Dress, Paula Ladd, Tip Boyles, Michael McCann, Jeff Koehler, Kelly Faris, present. Legal Counsel Susan Andersen was in attendance.

**Ordinance 1196-18: AN ORDINANCE PROVIDING A LEASE AGREEMENT WITH SPRINTCOM TO LOCATE ANTENNAS AND RELATED EQUIPMENT ON VILLAGE PROPERTY, AND DECLARING AN EMERGENCY**

Jessica Dress introduced Ordinance 1196-18 as an emergency.

Moved by Kelly Faris that Ordinance 1196-18 be treated as an emergency for the immediate benefit of the health, welfare and protection of the Village. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

Moved by Jessica Dress that the three reading rule be waived. Second by Tip Boyles. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

Moved by Michael McCann that Ordinance 1196-18 be adopted and go into effect immediately. Second by Jeff Koehler. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried. Ordinance 1195-18 adopted.

**Ordinance 1197-18 AN ORDINANCE APPROVING A COMPENSATORY TIME POLICY FOR SALARIED EXEMPT POLICE OFFICERS, AND DECLARING AN EMERGENCY.**

Jessica Dress introduced Ordinance 1197-18 as an emergency and to be retroactive to May 1, 2018.

Moved by Michael McCann that Ordinance 1197-18 be treated as an emergency for the immediate benefit of the health, welfare and protection of the Village. Second by Tip Boyles. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

Moved by Tip Boyles that the three reading rule be waived. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

Moved by Tip Boyles that Ordinance 1197-18 be adopted and go into effect immediately. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried. Ordinance 1197-18 adopted.

**\*Minutes, Regular Meeting, November 11, 2017:**

Moved by Jessica Dress that the Minutes of the Regular Meeting of November 11, 2017, be approved. Second by Paula Ladd. Voice vote. All yes. Motion carried.

**\*Minutes, Special Meeting, December 4, 2017:**

Moved by Jessica Dress that the Minutes of the Special Meeting on December 4, 2017, be approved. Second by Paula Ladd. Voice vote. All yes. Motion carried.

**\*Minutes, Regular Meeting, December 14, 2017:**

Moved by Paula Ladd that the Minutes of Regular Meeting on December 14, 2017, be approved. Second by Jeff Koehler. Voice vote. All yes. Motion carried.

\*NOTE: The former fiscal officer of the Village did not type the minutes of these meetings. They were typed from the rough notes that she had taken during the meeting.

**Minutes, Regular Meeting, June 13, 2018:**

Moved by Jessica Dress that the Minutes of Regular Meeting on June 13, 2018, be approved. Second by Jeff Koehler. Voice vote. All yes. Motion carried.

**Minutes – Special Meeting, June 29, 2018:**

Moved by Jeff Koehler that the Minutes of the Special Meeting of June 29, 2018, be approved. Second by Paula Ladd. Voice vote. All yes. Motion carried.

**Financial Report – May 2018 and June 2018:**

Moved by Jeff Koehler that the Financial Report for May 2018 and June 2018 be accepted. Second by Michael McCann. Three to three tie vote.

**Business License for John Hoffman, Karaoke Golf Cart:**

At the Regular Meeting of the Council, a tie vote was recorded on the approval of this license. The Mayor stated that he would not vote until this application was reviewed by Legal Counsel. The application was reviewed. Mayor McCann expressed concern about the noise it would create. Mayor McCann voted Yes to break the tie vote.

**Reconsider Vote of Business License:**

Moved by Kelly Faris to reconsider the vote on the business license for John Hoffman, Karaoke Golf Cart. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes.

Moved by Paula Ladd to approve the business license for John Hoffman, Karaoke Golf Cart. Second by Jeff Koehler. Roll Call Vote: Paula Ladd, no; Tip Boyles, no; Jessica Dress, yes; Michael McCann, no; Jeff Koehler, yes; Kelly Faris, no. Business licenses for John Hoffman, Karaoke Golf Cart not approved.

Legal Counsel for the Village reviewed the situation with this business license and stated that there must be a legal reason to deny the license.

**Reconsider Vote of Business License:**

Moved by Jessica Dress to reconsider the vote on the business license for John Hoffman, Karaoke Golf Cart. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes.

Moved by Jessica Dress to approve the business license of John Hoffman, Karaoke Golf Cart and that he must comply with all Village ordinances and specifically the Village noise ordinance and that the Chief of Police address any safety concerns about the operation of the cart. Second by Jeff Koehler. Roll Call: Paula Ladd, no; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Majority yes. Motion carried. Business license for John Hoffman, Karaoke Golf Cart approved.

**Overpayment of salary to employee of Village:**

To correct the former fiscal officer's error, moved by Jeff Koehler that the overpayment of salary to Officer Doug Miller be recovered by the Village on a re-payment plan acceptable to the Fiscal Officer of the Village and that the amount of \$1,859.00 be repaid by the end of the year as requested by the State of Ohio Auditor. Second by Jessica Dress. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

**Payment of Additional Sick leave:**

To correct the former fiscal officer's error, moved by Jeff Koehler that the amount of \$1,465.47. be paid to correct the sick leave payout of Doug Knauer. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

**Hire James Bailey, Class 2, Water Operator:**

Moved by Jessica Dress that James Bailey be hired as a Class 2 Water Operator for the Utilities Department at a salary of \$51,000.00 per year to be paid at an hourly rate and that this be paid retroactively to July 9, 2018. Mr. Bailey will be the night operator, is lab certified, and will pursue his Class 3 license in October 2018. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

**Approve Put-in-Bay Chamber of Commerce:**

Moved by Jessica Dress that the Put-in-Bay Chamber of Commerce and Visitor Bureau as the official Village of Put-in-Bay business and visitor information provider. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, abstain; Kelly Faris, yes. Motion carried.

**Bonding Strips for Docks:**

Moved by Michael McCann that the Administrator obtain quotes from an engineering/electrical firm to install bonding strips on the floating docks so that they are grounded correctly and operate correctly with the underwater electrical/alarm sensors. Second by Tip Boyles. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

**Coastal Management Assistance Grant:**

Jeff Koehler requested that this information be emailed to Administrator Glenn Basting for his review about a jetty and the water plant and also at the bathing beach. Ray Collett of Put-in-Bay is working as a consultant with Put-in-Bay Township regarding these assistance grants.

**Bank Resolution:**

Moved by Jessica Dress that Cortney Blumensaadt's name be added to the First National Bank Authorization Resolution. Second by Paula Ladd Voice vote. All yes. Motion carried.

**Audit for 2018:**

Moved by Jessica Dress that the Village request an audit by the State of Ohio for the year 2018. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.



**Chief Riddle:**

Chief Riddle reviewed the planning for law enforcement preparation for Christmas in July.

**Administrator Basting:**

Administrator Basting has contacted marina/dock construction companies to get quotes to stop the erosion at the water plant. A grant for \$10,000.00 from the EPA may be available for this project. Joe Cerny stated that high water is a problem but wave action is more of a problem and that a jetty should be constructed in the area of the water plant to dissipate wave actions. Mr. Basting also stated that the final paperwork from the Temporary Fiscal Officer, Joy Cooper, is being prepared for the no interest loan for the permanent ozone installation equipment. Mr. Basting reported that he and the new hire Mr. Bailey were lab certified by the OEPA on Tuesday, July 10. The ozone unit will arrive later than planned but will be operational by July 19. Mr. Basting stated that the OEPA wants the Village to hire at least 2 more operators. Mr. Basting assured Council that anyone can run the water plant under his supervision. Scott Sneller, Village maintenance employee, can shut down the plant if something goes wrong until he can return to the plant to start the plant up again.

**American Cell:**

Chris Ferguson, Vice President of operations for American Cell, provided a brief overview of what Verizon Cellular was going to do to increase coverage on the Island. Mr. Ferguson will present a more extensive presentation at the Workshop Meeting of the Council on August 1, 2018.

**Adjourn:**

Moved by Tip Boyles to adjourn. Second by Michael McCann. Voice vote. All yes. Motion carried. Meeting adjourned 10:48 AM.

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Kelly Faris, Interim Clerk

Regular Meeting of Council  
Monday, July 11, 2016  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, July 11, 2016, 9:03 AM, Mayor, Bernard Mack McCann, presiding.

Roll Call: Ms. Duggan, here; Mrs. Meyers, here; Mrs. Dress, here; Mr. Faris, here; Mr. McCann, here; Mr. Koehler, here.

**ORDINANCE:**

**1133-16; Amendments to Zoning Ordinances and Manual.** On hold until after public hearing scheduled on July 25, 2016.

**1134-16; Annual Water and Sewer Rate Increases.** Duggan moved to have the second reading for ordinance 1134-16 for the annual water and sewer rate increases. McCann seconded the motion. Voice vote: All, yeses. Motion carried.

**RESOLUTION:**

**16-02; OPWC Loan Agreement for HAB Treatment System.** Myers introduced Resolution 16-02 to approve the OPWC loan agreement for the HAB treatment system. Koehler motioned Resolution 16-02 become an emergency. The motion was seconded by Dress. Roll Call: Koehler, yes; Myers, yes; Dress, yes; McCann, yes; Duggan, yes; Faris, yes. Motion carried.

Faris moved to waive the three reading rule for Resolution 16-02. Myers seconded the motion. Roll Call: Duggan, yes; Koehler, yes; Dress, yes; Faris, yes; Myers, yes; McCann, yes. Motion carried.

Myers moved to make Resolution 16-02 immediately take effect. Dress seconded the motion. Roll Call: McCann, yes; Faris, yes; Myers, yes; Koehler, yes; Dress, yes; Duggan, yes. Motion carried. Resolution is approved.

**ORDINANCE:**

**1137-16; Allowing Village to enter into OPWA agreement and accepting financial assistance for HAB Treatment System.** Faris introduced Ordinance 1137-16 allowing the Village to enter into OPWA agreement and accepting financial assistance for HAB treatment system. Myers moved to have Ordinance 1137-16 be treated as an emergency. Duggan seconded the motion. Roll Call: Koehler, yes; McCann, yes; Myers, yes; Faris, yes; Dress, yes; Duggan, yes. Motion carried.

Myers moved to waive the three reading rule on Ordinance 1137-16. The motion was seconded by Dress. Roll Call: Duggan, yes; Faris, yes; Dress, yes; Myers, yes; Koehler, yes; McCann, yes. Motion carried.

Dress moved to have Ordinance 1137-16 go into immediate effect. Duggan seconded the motion. Roll Call: Dress, yes; Myers, yes; Duggan, yes; McCann, yes; Koehler, yes; Faris, yes. Motion carried. Ordinance 1137-16 is approved.

**MINUTES:**

Myers moved to approve and accept the minutes from the special meeting of June 9, 2016. Duggan seconded the motion. Voice vote; All, yeses. Motion carried.

Duggan moved to approve and accept the minutes of the Regular council meeting of June 13, 2016. Dress seconded the motion. Voice vote; All, yeses. Motion carried.

**MAY 2016 FINANCIALS:**

Faris moved to approve all May 2016 financial statements, bills, Purchase Orders, payments and appropriations submitted. Myers seconded the motion. Voice vote; All, yeses. Motion carried.

**LETTERS AND MATERIALS:**

Myers moved to accept all letters and materials submitted to the Village. Koehler seconded the motion. Voice vote; All, yeses. Motion carried.

**ADMINISTRATOR TRAINING:**

Faris moved to approve the supervisor training session in Toledo on September 8, 2016 in the amount of \$199.00. Myers seconded the motion. Voice vote: All, yeses. Motion carried.

**HIRE PART-TIME EMPLOYEE:** Faris moved to hire a new part-time employee based on the Administrator's recommendation. Riddle explained that the one maintenance worker hired this spring to help with bathing beach, streets and parks is now employed on Middle Bass and can only work for the Village one day a week. Another employee is needed. Jacob Sedilko, son of Michelle Sedilko will not be directly working with her, but under Riddle as the replacement for streets, parks, bathing beach and other general maintenance as the Administrator sees fit. He will be employed at \$8.50 per hour. Dress seconded the motion. Voice vote: All, yeses. Motion carried.

**ANNUAL MARINA INSPECTION:**

Koehler moved to allow Westfield Electric complete an annual marina inspection in the amount of \$2,170.00. Dress seconded the motion. Voice vote: All, yeses. Motion carried.

**GFCI DOCK OUTLETS:**

Myers moved to have Westfield Electric replace the dock outlets with weather resistant GFCI outlets in the amount of \$2,974.00. McCann seconded the motion. Voice vote: All, yeses. Motion carried.

**WORKING HOLIDAY APPRECIATION:**

Dress moved to allow \$400.00 toward the purchase of food to appreciate Village employees working on X-mas in July and Labor Day. Koehler seconded the motion. Voice vote: All, yeses. Motion carried.

**INSURANCE DEDUCTIBLE:**

Duggan moved to pay the \$15,000.00 insurance deductible to Summit Risk Services. The motion was seconded by Myers. Voice vote: All, yeses. Motion carried.

**SEWER WORK WITH CAMERA:**

Koehler moved to approve work to be done by Franklin Sanitation on Delaware Ave. and storm drain on Toledo Ave. in the amount of \$3,200.00. The motion was seconded by McCann. Voice vote: All, yeses. Motion carried.

**FINANCIAL AUDIT:**

Fiscal Officer Niese had received an email from the State Auditor's Office asking if the Village would once again reconsider holding a one year audit to coincide with the school and township. Koehler moved to postpone an audit since one was completed just last year. Duggan seconded the motion. Voice vote: All, yeses. Motion for postponing an audit was carried.

**EPA RENEWAL APPLICATION:**

Koehler moved to approve the EPA discharge and operations renewal application in the amount of \$2,200.00. The motion was seconded by Duggan. Voice vote: All, yeses. Motion carried.

**TRANSFER MILLER BOAT PASS:**

It was made known that the new part-time employee will need a boat pass for the rest of the season. Duggan has extra pre-purchased season passes and would be willing to help the Village. Short discussion took place. Myers moved to pay Duggan \$100.00 for the pass, plus the transfer fee to Miller Boat Line. Faris seconded the motion. Roll Call: Dress, yes; Faris, yes; Myers, yes; Duggan, abstain; Koehler, yes; McCann, yes. Motion carried.

\*Special note: Miller Boat Line would not allow the transfer because it surpassed a date deadline. Purchase of the season pass from Duggan did not occur. The Village purchased a pass for the rest of the 2016 season from Miller Ferry for \$300.00.

**PLANNING COMMISSION REPORT:**

Clerk Goaziou said the Planning Commission will be holding their monthly meeting tomorrow at 6:00 PM. The fence at the Crew's Nest was approved. Parking ratio for golf carts and full sized vehicles in an ordinance will be presented to council soon. There are public hearings for zoning coming up on August 1<sup>st</sup>.

**ADMINISTRATOR REPORT:**

Riddle passed out water and sewer impact fee reports to council. Administrator has been submitting weekly reports to council via email. Crosswalk striping will be done this week. He also presented the council with a quote for removal of brickwork around trees near docks on Bayview.

**BRICKWORK AROUND TREES ON BAYVIEW:**

Faris moved to approve the estimated quote from PIB Investments in the amount of \$1,760.00 to remove the bricks around the trees on Bayview Ave. Duggan seconded the motion. Voice vote: All, yeses. Motion carried.

**FISCAL OFFICER REPORT:**

Public hearing will be held on Monday, July 25, 2016 starting at 9:15AM for three zoning ordinances proposed by the Planning Committee for text changes to the zoning manual, fences and definitions and uses.

**PUBLIC PARTICIPATION:**

Joan Booker wanted to thank the Village for the use of the bathing beach for ILYA Regatta. She complimented how nice it looks and the yacht clubs were very happy.

Joe Cerny has questions about the annually released federal water report but indicated he was going to direct his questions to Dave DeZeeuw.

**EXECUTIVE SESSION:**

Myers moved to enter into executive session to discuss the purchase or sale of property in accordance of the ORC 121.22. Duggan seconded the motion. Roll Call: Faris, yes; Myers, yes; McCann, yes; Duggan, yes; Dress, yes; Koehler, yes. Motion carried and council went into executive session at 9:33 AM.

Faris moved to come out of executive session and return to regular council meeting at 9:55 AM. Dress seconded the motion. Roll Call: McCann, yes; Faris, yes; Duggan, yes; Koehler, yes; Dress, yes; Myers, yes. Motion carried.

Faris moved to approve Mayor McCann to negotiate and present a property agreement on behalf of the Council of the Village of Put-in-Bay that Solicitor Wilber drew up. The motion was seconded by Duggan. Roll Call: Myers, yes; McCann, yes; Faris, yes; Duggan, yes; Koehler, yes; Dress, yes. Motion carried.

**CHIEF’S REPORT:**

Chief Frank has plans set in place for X-mas in July weekend. Extra lighting in the park, informative brochures, volunteers, extra staffing, check point at airport on Langram Rd. and detouring traffic one-way down Delaware are just a few strategic procedures to handle crowds on the busy weekend.

He said that Rev. Mary Stanley has offered to provide counseling for any officers in need due to the recent news events regarding protesters and police shootings in Dallas and Baton Rouge.

The Chevy Impala is no longer available for purchase. They are not manufacturing that type of police vehicle any more. He has done comparison shopping and found a Ford Taurus is comparatively priced and will be ordering one for the department since a car was approved by council.

Chief Frank will be placing a time clock on Middle Bass for more consistent tracking for payroll.

**POGGEMEYER:**

Jack Jones and Tom Brock from Poggemeyer were in attendance to discuss the issues with council relating to electrical work done on the docks. The county changed codes after initial approval. Bid was delayed which pushed back construction work. Taking some responsibility for the unusual circumstances, Poggemeyer will refund 10% of the Westfield Electric bill.

Faris moved to accept a 10% financial responsibility from the Poggemeyer group. Myers seconded the motion. Roll Call: Koehler, yes; McCann, yes; Faris, yes; Myers, yes; Dress, yes; Duggan, yes. Motion carried.

\*The Village received a check the following week in the amount of \$7,000.00 from the Poggemeyer Design Group.

**EXECUTIVE SESSION:**

Myers moved to go into executive session to discuss pending or imminent court actions according to ORC 121.22. Dress seconded the motion. Roll Call: Dress, yes; Duggan, yes; Koehler, yes; McCann, yes; Faris, yes; Myers, yes. Motion carried and council entered into executive session at 10:24 AM.

Faris moved to exit out of executive session and return to regular council meeting. Dress seconded the motion. Roll Call: Duggan, yes; Koehler, yes; Dress, yes; Myers, yes; Faris, yes; McCann, yes. Motion carried at 10:36 AM.

**ORDINANCE 1138-16:**

**1138-16; Confirmation of compliance with State of Ohio regarding resort area taxes.** Faris introduced Ordinance 1138-16 confirming the compliance of resort area taxing.

Dress moved to treat Ordinance 1138-16 as an emergency. Faris seconded the motion. Roll Call: Dress, yes; Myers, yes; Faris, yes; McCann, yes; Duggan, yes; Koehler, yes. Motion carried.

Faris moved to waive the three reading rule on Ordinance 1138-16. The motion was seconded by Duggan. Roll Call: Myers, yes; Dress, yes; Faris, yes; McCann, yes; Koehler, yes; Duggan, yes. Motion carried.

Faris moved that Ordinance 1138-16 go into immediate effect. Duggan seconded the motion. Roll Call: Duggan, yes; Myers, yes; Dress, yes; McCann, yes; Faris, yes; Koehler, yes. Motion carried. Ordinance 1138-16 approved.

Faris moved to adjourn the regular June meeting. Dress (Cuffman) seconded the motion. Voice vote: All, yeses. Motion carried at 11:00 AM.

**ADJOURN:** Moved by Faris that we adjourn the Regular Council Meeting. The motion was seconded by Dress. Voice vote; All, yeses. Motion carried at 10:52 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Monday, December 12, 2016  
5:30 PM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, December 12, 2016; it was called to order at 5:35 PM, by the Council Clerk/Fiscal Officer Kelly Niese in Mayor McCann's absence.

Roll Call: Mr. Koehler, here; Mr. Faris, here; Mr. McCann, here; Mr. Cerny, here; Mrs. Dress, here; Ms. Duggan, here.

**PRESIDENT OF COUNCIL**

First order of business is to elect a pro-tempore. Melinda Myers was the president of council, but resigned in September. Faris nominated Cerny. Cerny nominated Dress. Dress declined. Dress nominated Cerny. Cerny accepted the nomination. Clerk Niese passed along the message that Mayor McCann wanted to recommend Faris for pro-tempore. Faris declined. No other nominations were set forth.

Faris moved to appoint Cerny as pro-tempore, president of council for the Village of Put-in-Bay. Dress seconded the motion. Roll Call: Dress, yes; Duggan, yes; Cerny, yes; McCann, yes; Faris, yes; Koehler, yes. Motion carried. Mr. Cerny move to the head table and continued presiding over the regular council meeting.

**ORDINANCE:**

**1144-16 Interim Chief Riddle;** Faris introduced Ordinance 1144-16 appointing Steve Riddle the Interim Chief of Police. Faris moved it be read as an emergency. McCann seconded the motion. Roll Call: Koehler, yes; Cerny, yes; McCann, yes; Faris, yes; Duggan, yes; Dress, yes. Motion carried.

Koehler moved to waive the three reading rule on Ord. 1144-16. Dress seconded the motion. Roll Call: Duggan, yes; Koehler, yes; Faris, yes; Dress, yes; McCann, yes; Cerny, yes. Motion carried.

Faris moved that Ordinance 1144-16 go into immediate effect. McCann seconded the motion. Roll Call: McCann, yes; Dress, yes; Faris, yes; Duggan, yes; Cerny, yes; Koehler, yes. Motion carried.

**1145-16 Employment Changes;** Solicitor Wilber drafted the ordinance and council was presented with letters and supporting documentation from Mr. Wilber. Dress recommended postponing any action until after discussions in an executive session. Voice vote: All agreed.

**1146-16 Budgets and Appropriations for 2017;** Faris introduced Ordinance 1146-16. Faris moved it be read as an emergency. Duggan seconded the motion. Roll Call: Dress, yes; McCann, yes; Duggan, yes; Cerny, yes; Faris, yes; Koehler, yes. Motion carried.

Faris moved to waive the three reading rule on Ord. 1146-16. Koehler seconded the motion. Roll Call: Koehler, yes; Duggan, yes; Cerny, yes; Dress, yes; Faris, yes; McCann, yes. Motion carried.

Faris moved that Ordinance 1146-16 go into immediate effect. Koehler seconded the motion. Dress questioned estimated revenue forecast. Niese has reviewed the trend the past several years and will continue to estimate the revenue close to this past year, which was \$1.9M. Fiscal Officer Niese also stated she shaved over \$126,000.00 off this new budget to closer match the expenditures compared to revenue. Dress also asked about the Police Department budget. Niese stated that it was cut by \$30,000.00 due to regular chief salary for first five months and housing was not needed. But Interim Chief/Village Administrator Riddle's wages will be split four ways (Police, Administration, Water & Sewer) and were factored into the budget. Dress also asked about the township police contract. It expires on Dec. 31, 2016 and Niese has contacted them to set up a meeting to negotiate a new contract. Conservative figures base on previous revenues were considered for new budget. Motion by Faris and seconded by Koehler of Ord. 1146-16 Roll Call: Dress, yes; Faris, yes; Duggan, yes; Cerny, yes; McCann, yes; Koehler, yes. Motion carried.

**MINUTES:**

Koehler moved to approve and accept the minutes of the Regular council meeting of November 14, 2016. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**SPECIAL MEETING MINUTES:**

Koehler moved to approve and accept the minutes of the special council meeting of November 1, 2016. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**COMMITTEE MEETING NOTES:**

Dress moved to approve the notes from the utility committee meeting on convenience taps of November 21, 2016. McCann seconded the motion. Voice vote; All, yes. Motion carried.

**OCTOBER 2016 FINANCIALS:**

Faris moved to approve all October 2016 financial statements, bills, purchase orders, payments and appropriations submitted. Koehler seconded the motion. Voice vote; All, yes. Motion carried.

**LETTERS AND MATERIALS:**

Koehler moved to accept all letters and materials submitted to the Village for the month of November 2016. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**OWDA LOAN PAYMENT:**

Faris moved to approve the payment of \$141,652.91 to OWDA debt service. Koehler seconded the motion. Voice vote; All, yes. Motion carried.

**OPWC LOAN PAYMENT:**

Faris moved to approve the OPWC debt service payment in the amount of \$19,949.32. Koehler seconded the motion. Voice vote; All, yes. Motion carried.

**THWAITE RACE DATES FOR 2017:**

Koehler moved to approve the race event dates requested by Oliver Thwaite of 4/29/17, 6/25/17 and 8/5/17. Faris seconded the motion. Voice vote; All, yes. Motion carried.

**TOWN HALL ASSEMBLY ROOM AND HALLWAY PAINTING:**

Dress moved to approve the quote submitted by Fox's Painting to paint the town hall assembly room and hallway in the amount of \$3,425.00. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**PD – OFFICER MCGUIRE'S RESIGNATION:**

Faris moved to accept the letter resignation of Officer Tim McGuire and wishes him all the best with his next position. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**PLANNING COMMISSION PRESIDENT RESIGNATION:**

Koehler moved to accept the resignation of Peter Huston as President of the Planning Commission. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**ZONING INSPECTOR:**

Faris moved to accept the recommendation from the Planning Commission to obtain a new zoning inspector and to relieve Scott Sneller of his duties as zoning inspector for the Village of Put-in-Bay. Dress seconded the motion. Administrator Riddle will contact Todd Bickley from Ottawa County to see if he would be willing to be our inspector or offer suggestions to us. Voice vote; All, yes. Motion carried.

**EMPLOYEE RAISES:**

Cerny asked if council wanted to move onto employee raises next on the agenda. Dress suggested to hold off on this action so council could talk about it later in the meeting.

**CREW'S NEST UTILITY BILLING:**

Koehler moved to excuse the Crew's Nest of the penalties and late fees. Duggan seconded the motion. Citing there are some concerns that needed to be discussed further, Duggan moved to table the motion. Dress seconded the motion. Voice vote; All, yes. Motion is tabled until further discussed and more info is gathered.

**STREETS AND UTILITY PROJECTS FOR 2017:**

Administrator Riddle asked the council which projects they would like to move forward on in 2017. Dress asked for estimates proposed projects. Victory and Lakeview water line looping and Delaware sewer and manhole repairs are up for discussion. Faris moved to table any decisions until cost estimates and plans to come in from Poggemeyer. Duggan seconded the motion. Faris also suggested the streets and utility committees meet to bring forth recommendations to the council. Voice vote; All, yes. Motion is tabled until estimates and recommendations are presented.

**VERIZON SMALL CELL ANTENNAS:**

Koehler moved to approve Verizon's placement of the antennas within the Village of Put-in-Bay to boost service. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**UTILITIES PURCHASE – BUCKEYE PUMPS:**

Koehler moved to approve the purchase of three pumps for the utility department in the amount of \$12,000.00 from Buckeye Pumps. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**HEAVY DUTY GOLF CART VEHICLES:**

Administrator Riddle requested the purchase of three new electric heavy duty golf cart vehicles with tilt beds and doors similar to the ones used by the monument and not to exceed \$60,000.00. Cerny suggested to have a committee discuss the need for these carts. Koehler moved to allocate \$60,000.00 into a special fund for the future purchase of three new carts for utility, streets and parks, but not to be purchased at this time. Faris seconded the motion. Voice vote; 5 yes; Cerny is against the motion. Council agreed the finance committee should discuss about purchase. Motion carried.

**REPORTS:**

Planning Commission: Two seats are open and looking for volunteers to serve on zoning committee. Noticed have been posted.

Administrator Riddle: In contact with Don Frederick to gather information on property and dwelling, such as water shut off, keeping heat on during winter, maintenance that has been done on the buildings and house, etc.

Don Dress: Police Dept. is working on training, evidence room cleaned up, winter house checks are being done and Tahoe repairs needed.

Fiscal Officer Niese: Received a report from Utility Clerk which said "Long overdue clean-up" where inactive utility customer accounts were zeroed out of all balances to remove these outstanding issues off the books. The fiscal officer is not supportive of this procedure done without approval of council. No additional documentation was turned over; only citing the customer moved or is now deceased. Many of these open accounts were not addresses for years. Niese asked the council to work with a committee to provide a policy or procedure on how to properly handle these types of delinquent accounts.

Niese also suggested a committee determine if employee rent should be increased in the new year. Rent in the town houses have not been increased since building the units in 2008. Employees currently pay \$500.00 a month. The police housing is \$5.00 a night. Niese stated a slight increase is necessary to cover operational and basic utility expenses and understands the need to keep affordable housing for our Village employees. Her suggestion would be police to \$10.00 per night and town houses increased to \$750.00 per month. The town hall committee set a date of Friday, December 16, 2016 at 10:00am to meet and discuss. (Meeting time changed to 9:00am to accommodate Mr. Wilber and the continuation of regular meeting on Friday, Dec. 16<sup>th</sup>).

Niese also said the transfer of funds from the bond acquisition is expected this week of \$1.3M. The notes were valued at more than expected and creating better loan terms. The property closing will happen before the end of the year thru Hartung Title Agency.

**REPORTS:**

Cerny is interested in a content management system which is an on-line web based communication site to have a centralized location for tracking files, looking up reports, etc. It can be open to the public and also limit what is to be released for viewing. He said there is a free introductory trial and depending on services, a monthly fee up to \$199.00 per month. Cerny suggested a company called Bitrix24.



**PD – TAHOE REPAIRS:**

The Police Dept. Chevy Tahoe needs new tires and repairs which are estimated at \$3,200.00 from Baumann Auto. Koehler moved to approve the repairs for the Tahoe in the amount of \$3,200.00. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**DOCK RATE INCREASES:**

It is recommended from the finance committee to increase the 2017 dock rates to \$2.50 per foot. Discussion of separate rates during weekdays and increasing costs on weekends should be considered. Koehler would like to have reservations implemented. Cerny said leasing the docks to a management team should also be considered. Faris said docks should no longer accept cash and only take credit cards. Cerny and Faris agreed that further discussions should be held regarding docks.

**PUBLIC PARTICIPATION:**

Paula Ladd asked if there was still an active search for a new police chief. Niese stated that the Village is still open to taking resumes. Cerny said under the advisement of Solicitor Wilber to have an active chief, council appointed Riddle interim for the next five months.

Tony Joyce asked where we are in ozone project. Riddle stated that Poggemeyer is still drawing up plans. Tony Joyce asked if they were waiting on anything from the Village. Riddle said no. Cerny asked Niese if we have an estimated annual cost to operate the ozone system. Niese does not have costs because plans have changed a few times. She is waiting on more information from Poggemeyer.

Mark Pillon said he would like to start building on his Detroit Ave. lot in the next 12-18 months. He had previously asked for and was granted convenience taps. He came to the meeting to help answer questions the council may have about the agreement. He has paid for the lines and the tap in fees but has not yet tapped in. He understands the impact fees will need to be paid before connecting and using utility services.

Nick Michaels asked for research to be done on Alpine Suites sewer connection on Dollar Ave. He thinks they asked for a convenience tap back in 2004. Riddle stated that Alpine Suites connected into Maple Cottage on Catawba. Owners of the property have changed hands since then. It was sold to Marv Booker he has paid his assessments.

Greg Auger asked for Ordinance 1145-16 Employment Changes to be explained. Faris said it could be read. Cerny asked for Niese to read it out loud. Greg Auger asked what constitutes an emergency reading. Niese explained that three separate readings are needed to pass legislation and can be spread out over three months. In the case of an emergency, the action is to take effect immediately. Cerny asked who drafted the ordinance. Niese stated Mr. Wilber, the Village Solicitor drafted it and requested it to be presented to council.

**EXECUTIVE SESSION:**

Dress moved to enter into executive session to discuss employment issues. Koehler seconded the motion.

Roll Call: Dress, yes; Faris, yes; Koehler, yes; McCann, yes; Duggan, yes; Cerny, yes. Motion carried at 7:08 PM.

Faris moved to exit executive session and reenter the regular meeting. Duggan seconded the motion. Roll Call: Dress, yes; McCann, yes; Duggan, yes; Koehler, yes; Faris, yes; Cerny, yes. Motion carried at 7:43 PM.

Dress moved to reject Ordinance 1145-16 Employment Changes and to have it redrafted for reconsideration. Faris seconded the motion. Voice vote; All, yes.

At 7:46 PM, Faris moved to recess this regular meeting until Friday, December 16<sup>th</sup> at 10:00 AM. Dress seconded the motion but asked for the Town Hall Committee to meet before the meeting at 9:00 AM. Voice vote; All, yes. Motion carried. (Note: To accommodate Mr. Wilber, the meeting was moved to 1:00 PM on Friday 12/16/16). Proper notices were posted.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Monday, August 8, 2016  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, August 8, 2016, 9:00 AM, Mayor, Bernard Mack McCann, presiding.

Roll Call: Mrs. Dress, here; Mr. Koehler, here; Mr. McCann, here; Ms. Duggan (arrived just after Roll Call at 9:03am); Mrs. Myers, here; Mr. Faris, here.

**ORDINANCE:**

**1133-16; Amendments to Zoning Ordinances and Manual.** Myers moved to hold a second reading on Ordinance 1133-16. Dress seconded the motion. Roll Call: Koehler, yes; McCann, yes; Faris, yes; Duggan, yes; Myers, yes; Dress, yes. Motion carried.

**1135-16; Amending Fencing section of Zoning.** Dress introduced Ordinance 1135-16 as a first reading.

**1136-16; Amending Definitions and Permitted Uses for Zoning.** Myers introduced Ordinance 1136-16 as a first reading.

**RESOLUTION:**

**16-03; Supporting Ottawa County Grant for GIS mapping system.** Faris introduced Resolution 16-03. Faris moved that Resolution 16-03 be declared an emergency. Myers seconded the motion. Roll Call: Dress, yes; Duggan, yes; Myers, yes; Koehler, yes; McCann, yes; Faris, yes. Motion carried.

Faris moved that the three reading rule should be waived on Resolution 16-03. Myers seconded the motion. Roll Call: Koehler, yes; Faris, yes; McCann, yes; Dress, yes; Duggan, yes; Myers, yes. Motion carried.

Faris moved that Resolution 16-03 go into immediate effect. McCann seconded the motion. Roll Call: Myers, yes; Duggan, yes; Koehler, yes; Faris, yes; McCann, yes; Dress, yes. Motion carried. Resolution 16-03 is approved.

**ORDINANCE:**

**1139-16; Protecting and preserving Tree Lawns.** Faris introduced Ordinance 1139-16 as a first reading.

**1140-16; Construction of Sidewalks at new construction sites.** Faris introduced Ordinance 1140-16 as a first reading.

**MINUTES:**

Koehler moved to approve and accept the minutes from the special meeting of July 5, 2016. Myers seconded the motion. Voice vote; All, yeses. Motion carried.

Myers moved to approve and accept the minutes of the Regular council meeting of July 11, 2016. Dress seconded the motion. Voice vote; All, yeses. Motion carried.

Duggan moved to approve and accept the minutes of the Public Hearing for Ordinances proposed by the Planning Commission for Zoning changes held on July 25, 2016. Myers seconded the motion. Voice vote; All, yeses. Motion carried.

**JUNE 2016 FINANCIALS:**

Myers moved to approve all June 2016 financial statements, bills, Purchase Orders, payments and appropriations submitted. Dress seconded the motion. Voice vote; All, yeses. Motion carried.

**UTILITY – WASTEWATER PLANT PRIVACY FENCE:**

Camouflage material to be woven through the fencing at the utility plant to create privacy is estimated to cost \$3,574.00 to complete. Mayor recommended not to enclose the property completely and would like to leave the fencing as is, especially after the new Administrator did a nice job cleaning the property. Council agreed and no monies were allocated at this time.

**TRUCK WITH SNOW PLOW AND ADDITIONAL EQUIPMENT:**

Myers moved to bring to the floor and discuss the purchase of a new truck and snow plow. Koehler seconded the motion. Voice vote; All, yeses. The Mayor stated the current truck used for utility, streets and maintenance departments is very old and recommended purchasing a new one. The Village is currently paying a vendor \$125.00 per location and each time it is plowed in the winter. Administrator Riddle explained a leaf pick-up vac can be mounted onto the front of the truck and would be used for more than just snow plowing. He also expressed the need for a lift and it would be an additional \$5,000-\$6,000 to be installed after the purchase. The best researched quote for a 2017 Ford F-250 truck was \$30,074.00. A brief discussion of the need for a heavy duty truck, plow and lift along with its possible multiple uses took place. Purchase could be split with utilities and special street repair funds. Faris moved to purchase the truck, snow plow and any additional equipment needed. Myers seconded the motion. Roll Call: Faris, yes; Myers, yes; Dress, yes; McCann, yes; Duggan, yes; Koehler, yes. Motion carried.

**SPEED LIMITS:**

Legal Solicitor Wilber explained there are ordinances that uniform limits of streets and alleyways throughout the state. He believes that municipalities must request to modify speed limits lower than 25 mph on roads and 15 mph on alleyways. Private citizens had requested the Village lower the speed in Shore Villas (East Point Blvd.) to 10 mph, citing safety on the narrow dead end road. Wilber stated that the road may not be allowed to be less than 20 mph according to the ORC. He suggested a traffic study to present to the state. Speed bumps and humps may be options to lowering speed of traffic.

**POGEMEYER FOR ZONING SERVICES:**

Doug Nusser from Poggemeyer talked with both the Village Council and the Planning Commission on Monday, August 1, 2016. He explained that they could provide an engineering review and regulate the zoning, planning and development of commercial applications for the Village. They would assist in compliance with Village zoning ordinances and help aid the Planning Commission through recommendations. Mr. Nusser suggested the Village includes a schedule of fees for the typical charges, be fully reimbursed by the developer/contractor, along with any other service fees incurred by Poggemeyer.

Faris moved to contract Poggemeyer for commercial zoning services. Koehler seconded the motion. Roll Call: Koehler, yes; Dress, yes; McCann, yes; Faris, yes; Myers, yes; Duggan, yes. Motion carried.

**UTILITY BILLING, NOTICES AND SHUT-OFFS:**

Islander Inn utility bill is in the rears for over a year. They have made payments, but they have never gotten caught up this past year. They were also on the delinquent list last year and notice from the previous administrator to the county auditor was directed by Wilber about this time last year. Wilber didn't think Knauer followed through with the submission letter. Tim Niese complained the high water bill was due to a broken meter near his pool. The Village had the meter tested and it was found to be working properly. Administrator Riddle is requesting to give a 10 days shut-off notice to Islander Inn and properly notify the Ottawa County Health Department.

Faris moved to allow Administrator Riddle take the appropriate action to collect the full amount owed by Islander Inn and any other delinquent customers to the Village of Put-in-Bay for all utilities. Duggan seconded the motion. Voice vote; All, yeses. Motion carried.

**LIQUOR PERMITS:**

Myers moved to not request a hearing on T & J's Smokehouse liquor permit purchase from Crescent Tavern. Koehler seconded the motion. Roll Call: Duggan, yes; Koehler, yes; Dress, yes; Faris, yes; Myers, yes; McCann, yes. Motion carried.

Koehler moved to not request a hearing on Bay Lodging Resort's expanded liquor permit, which will include entire property. Myers seconded the motion. Discussion took place. Roll Call: Koehler, yes; Duggan, yes; McCann, yes; Dress, yes; Myers, yes; Faris, No. Motion carried.

**WESTFIELD ELECTRIC:**

Fiscal Officer Niese asked the council to appropriate funds to pay the outstanding Westfield Electric bill from the dock work amounting to \$69,015.00. Adding that Poggemeyer did refund \$7,000.00 back to the Village. The dock project account still has a balance of \$58,653.98 and balance will come from general funds. Discussion was held. Koehler moved to pay the Westfield Electric bill. Dress seconded the motion. Roll Call: Duggan, yes; McCann, yes; Faris, No; Myers, No; Dress, yes; Koehler, yes. Council vote: 4 in favor, 2 opposed. Motion carried.

**HEALTHCARE RENEWAL:**

Fiscal Officer Niese had been contacted by the Village's insurance carrier to remind Council the healthcare policy will be up for renewal on October 1, 2016. To continue with the same policy, it will be a 6.7% increase. Niese will hold a meeting on Aug. 31<sup>st</sup> with insurance reps and healthcare decision will be placed on next month's agenda.

**ELECTRICAL AGGREGATE:**

Niese explained the contract for the electrical aggregate will expire this spring and has been researching rates with a broker that is also in negotiations for the township. If we stay with the same provider which was Kona Electric, now dba Value Power & Gas, the Village would pay \$0.07788/kWh. The broker working with the township is called Spartan Energy Solutions and the current market rate we can contract is currently at \$0.06280. F.O. Niese recommends contracting with Spartan Energy for all of the properties the Village owns for a greater savings.

**FISCAL OFFICER REPORT:**

Niese thanked DeRivera Trustees for their payment of \$33,315.68 for the 2015 Bath House contract. She also informed council that the Toledo Yacht Club has not yet paid for the lease of dock space for the Mills Race which occurred in June. Several attempts of invoices and phone calls have been made. She will be deferring to legal counsel. Business not yet complying with obtaining business licenses and paying vehicle fees will be given a final notice before action is taken. Fiscal Officer Niese submitted a letter requesting a performance and salary review to council, acknowledging her anniversary date of August 1<sup>st</sup> and official hire date of May 20, 2015. Mayor McCann suggested council wait until November to hold a seasonal review for all employees.

**PLANNING COMMISSION REPORT:**

Clerk Goaziou said the Planning Commission held two hearings this past week. One was for a shed to be built on the school property, behind the fence and the other was PIB Resort setbacks. The school was approved and Mathys' was not and will be sent to Wilber for legal advice. The committee also approved the application for split property at Banyan Cove for Brad Ohlemacher and Tip Niese.

**ADMINISTRATOR REPORT:**

Riddle told council that the tree services priced out much lower than expected at \$4,100.00. He will be attending the port authority meeting to discuss the helicopter flight paths. On Tuesday, Riddle will be going to the township meeting to talk about continuing the bike path down Catawba Ave. and inquiring about the need for Village businesses use of the township's trash compactor and services. The Race Car committee requested the street sweeper at the airport runway before their races. The Village incurred a minor violation from DeZeeuw's miscount of samples taken. The sidewalk at Conshafter's will be replaced this fall by Joe Kostura. Riddle stated the council will have to decide if any reimbursements will be given since the offer has expired and are still requiring the homeowner to comply.

**CHIEF'S REPORT:**

A few officers have been offered full-time positions in other departments and left for the season. Reverend Mary Staley with St. Paul's Episcopal Church has offered chaplain services for the police department when issues arise. 895 sound meter readings and 4 citations so far this year. Many businesses have complied with the sound regulations. One meter broke and will need to be replaced. Chief Frank spoke with trainers from an autism workshop and will work with them to implement training for people with special needs. This will help determine the proper communication with first responders. He will be attending Live Scan fingerprinting training with Goaziou, Clerk of Courts in Columbus later this month. Chief Frank will also be taking Narcan training for overdoses, which is given by the County Health Dept. He also asked for support from the Council to attend and for Mayor McCann to pass out appreciation pins and certificates in September for their award ceremony.

**PUBLIC PARTICIPATION:**

Paula Ladd inquired about the front railings on the town hall building steps. Mayor McCann has been taking care of this and it is in production. She also commented on the quick response from the police department this year and thanked the chief.

**ABANDONED VEHICLE:**

Duggan has requested the Village to submit a letter to have the burned up vehicle removed from the property next to her residence at 495 Catawba Ave. The vehicle is an employee of Mr. Ed's and is an annoyance. Mr. Wilber stated that he would draft a letter and will cite the Village's ordinances regarding abandoned property. Discussion of people sleeping in parked cars and on golf carts took place. Trespassing and camping permits could be enforced by the police.

**LEGAL SOLICITOR REPORT:**

Mr. Wilber said he is still working on the Impound Lot ordinance. He is also working on Chapter 1020 for Zoning applications. Wilber will look into Sidewalk ordinance 1140-16, believes the Village already has commercial zoning rules and not sure why PIB Resort and Banyan Cove do not have sidewalks. The Village may need to assess and send out a bill to them if they don't comply. Faris asked about the Lampela appeal and Wilber said the trial has been continued until October 12<sup>th</sup> at 8:30 am. There is no news yet about the possible purchase of property.

**ADJOURN:** Moved by Myers that we adjourn the Regular Council Meeting. The motion was seconded by Duggan. Voice vote; All, yeses. Motion carried at 10:23 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Monday, September 12, 2016  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, September 12, 2016, 9:00 AM, Mayor, Bernard Mack McCann, presiding.

Roll Call: Mr. McCann, here; Mrs. Dress, here; Mrs. Myers, here; Ms. Duggan, here; Mr. Koehler, here; Mr. Faris, here.

**ORDINANCE:**

**1135-16; Amending Fencing section of Zoning.** Dress moved to hold the second reading of Ordinance 1135-16 to amend the fencing section on the zoning manual. Duggan seconded the motion. Roll Call: Myers, yes; Duggan, yes; Dress, yes; Koehler, yes; McCann, yes; Faris, yes. Motion carried.

**1136-16; Amending Definitions and Permitted Uses for Zoning.** Myers moved on Ordinance 1136-16 for the amending of definitions and permitted uses to the zoning manual as a second reading. Dress seconded the motion. Roll Call: Faris, yes; Duggan, yes; Dress, yes; McCann, yes; Myers, yes; Koehler, yes. Motion carried.

**1139-16; Protecting and preserving Tree Lawns.** Faris moved for a second reading on Ordinance 1139-16 to protect and preserve tree lawns. Duggan seconded the motion. Discussion of how this effects areas without room for tree lawns were held. Roll Call: Koehler, yes; Faris, yes; Duggan, yes; Myers, no; McCann, no; Dress, yes. Vote: 4 yes, 2 no. Motion carried.

**1140-16; Construction of Sidewalks at new construction sites.** Faris moved on Ordinance 1140-16 for construction of sidewalks at new construction sites as a second reading. Dress seconded the motion. Discussion was held regarding zoning set-backs and areas within the Village that are of concern. Solicitor Wilber stated that our Codified Ordinances 10.20 refers to sidewalks. More comments about zoning and sidewalks took place. It was suggested that the Village needs to create a master plan to fix and mandate sidewalk continuity based on the safety and aesthetics with zoning enforcement over the next few years. Roll Call: Duggan, yes; Dress, yes; Myers, yes; McCann, no; Koehler, yes; Faris, yes. Vote: 5 yes, 1 no. Motion carried.

**RESOLUTION:**

**Resolution 16-04; Certifying annual tax rates to the County Auditor.** Faris move to introduce Resolution 16-04 which certifies the annual tax rate for the county auditor. It was moved by Faris to make Resolution 16-04 an emergency. Dress seconded the motion. Roll Call: Duggan, yes; Faris, yes; Dress, yes; Myers, yes; McCann, yes; Koehler, yes. Motion carried.

Faris moved to waive the three reading rule on Resolution 16-04. Dress seconded the motion. Roll Call: Koehler, yes; Duggan, yes; Myers, yes; McCann, yes; Faris, yes; Dress, yes. Motion carried.

Faris moved for Resolution 16-04 to take effect immediately. Myers seconded the motion. Roll Call: Dress, yes; McCann, yes; Duggan, yes; Myers, yes; Faris, yes; Koehler, yes. Motion carried.

**ORDINANCES:**

**1133-16; Amending text in certain sections of the zoning manual.** Myers moved to hold the third and final reading of Ord. 1133-16 which amends text in certain sections of the zoning policies. Duggan seconded the motion. Roll Call: Duggan, yes; Myers, yes; Faris, yes; Dress, yes; Koehler, yes; McCann, yes. Motion carried.

**1134-16; Amending the annual water and sewer rates.** Duggan moved to hold the third and final reading to amend the annual water and sewer rates charged. McCann seconded the motion. Roll Call: Koehler, yes; Faris, no; Dress, yes; Duggan, yes; Myers, abstained; McCann, yes. Vote: 4 yes, 1 no, 1 abstain. Motion carried.

**MINUTES:**

Myers moved to approve and accept the minutes of the Regular council meeting of August 8, 2016. Dress seconded the motion. Voice vote; All, yeses. Motion carried.

**JULY 2016 FINANCIALS:**

Faris moved to approve all July 2016 financial statements, bills, Purchase Orders, payments and appropriations submitted. Myers seconded the motion. Voice vote; All, yeses. Motion carried.

**LETTERS AND MATERIALS:**

Faris moved to accept all letters and materials submitted to the Village. Myers seconded the motion. Voice vote: All, yeses. Motion carried.

**S.N.O.W. WORKSHOP:**

Faris move to allow Administrator Riddle to attend the snow and safety workshop on Sept. 22<sup>nd</sup> including the \$65.00 registration fee. Duggan seconded the motion. Voice vote: All, yeses. Motion carried.

**ANNUAL FISCAL OFFICER TRAINING:**

Myers moved to allow F.O. Niese to attend the annual education training for fiscal officers in Perrysburg on Oct.13<sup>th</sup> including the \$65.00 registration fees. Dress seconded the motion. Voice vote: All, yeses. Motion carried.

**FRAUD PREVENTION AND DETECTION FOR FISCAL OFFICERS:**

Myers moved to let F.O. Niese go to the fraud prevention and detection workshop presented by the state auditor's office in Sandusky on Sept. 14<sup>th</sup>. Duggan seconded the motion. Voice vote: All, yeses. Motion carried.

**ANNUAL OML CONFERENCE:**

Faris moved to allow the Fiscal Officer, Administrator, Clerk of Courts and Councilwoman Dress to attend the Ohio Municipal League's annual conference in Columbus from October 26-28, 2016. Registration is \$200.00 per person and if Villages sign up three people, the fourth is free. Duggan seconded the motion. Voice vote: All, yeses. Motion carried.

**MONTHLY COUNTY CHIEF OF POLICE MEETINGS:**

Faris moved to allow the Chief of Police to attend a monthly meeting held with Ottawa County Chiefs of Police. Dress seconded the motion. Voice vote: All, yeses. Motion carried.

**OHIO ASSOC. OF DISTRICT POLICE CHIEFS MEETING:**

Faris moved to let the Chief of Police attend a bi-monthly state meeting for police chiefs. Duggan seconded the motion. Voice vote: All, yeses. Motion carried.

**DATA MASTER TRAINING FOR PD:**

Chief Frank requested to allow four of his police officers take the required Data Master OVI training to recertify them. Mayor McCann granted the approval and allowed the training.

**OHIO MUNICIPAL JOINT SELF-INSURANCE POOL:**

Faris move the Village pay the second half of the insurance payment in the amount of \$35,155.00. Duggan seconded the motion. Voice vote: All, yeses. Motion carried.

**POGGEMEYER – HYDRAULIC COMPUTER DRIVEN MODEL OF WATER LINES:**

Koehler moved to contract Poggemeyer to do a model of the Village water lines requested by EPA for future planning and development in the amount of \$7,500.00. Myers seconded the motion. Voice vote: All, yeses. Motion carried.

**HEALTHCARE POLICY RENEWAL:**

Faris moved to continue with the current Anthem Blue Cross/Blue Shield plan for the next year with the anticipated 6.7% increases. Koehler seconded the motion. Voice vote: All, yeses. Motion carried.

**COMMITTEES FOR HOUSING AND BUILDINGS:**

A committee is needed for inspections of housing units, buildings and inventory purposes. Future budget planning for maintenance and capital improvements are necessary. Dress, Faris, Myers, Riddle and Niese are assigned to the committee. October 20, 2016 is the date set for those inspections.

**ADMINISTRATOR REPORT:**

Riddle told council the trees have been trimmed at Shore Villas and the stump in the park is quoted as \$100.00 and will be removed as soon as today. Paint was purchase for the inside and outside of the Bath House. And the outside windows panes of the town hall will be painted this fall and a lift will be rented.

**FISCAL OFFICER REPORT:**

Niese informed the council that the Village received a large check for the resort area taxes and our anticipated revenue exceeded expectations by \$51,000.00 for this year. We were budgeted at \$675,000.00 and are currently at \$726,000.00. However, Niese also cautioned council to be aware this may not be the case moving into next year, due to the class action lawsuit filed against the state over the resort area taxes.

**PLANNING COMMISSION REPORT:**

Clerk Goaziou said the Planning Commission meeting is at 5:00pm today. Brad Ohlemacher was concerned about how Poggemeyer will be incorporated into the zoning application process and that his next phase of Banyan Cove development needed to change. He was instructed to attend the zoning meeting that afternoon where his issues could be addressed.

**PUBLIC PARTICIPATION:**

Nick Michaels expressed his disappointment with the ongoing sidewalk issues of his neighbor on Concord Ave. The Administrator said a contractor is scheduled to work on laying the sidewalk at Conshafter's this fall.

**CHIEF'S REPORT:**

Chief Frank thanked council for the new Ford Taurus and said it would only cost \$700.00 for the entire cruiser to be outfitted for the PD. Chief Frank told the council that he and two other officers were at the school meeting the student crossing guards and passing out stickers as a meet & greet with the island children. He also said the department attended a 9/11 Memorial service. Chief Frank also mentioned an incident happened at the Jet Express dock on Monday night in which the Sheriff's Dept. was called in to handle. He said that our department doesn't have the resources available to conduct an investigation which this required.

Faris complimented the department and the young officer whom he heard performed CPR until EMS arrived, which saved a life.

**ABANDONED VEHICLE:**

F.O. Niese called Ed Fitzgerald on August 30, 2016 regarding the burned up vehicle in his employee housing parking lot on Catawba Ave. He had been working on obtaining a salvage title to have it removed from the property. The abandoned SUV was towed away September 8, 2016.

**SHORE LINE EROSION:**

Erosion of the shore line at the water plant will be in need of repairs. Poggemeyer had estimated it with the HAB Treatment Ozone plans. The Mayor and Administrator were carefully looking over each line item and feel it would be more cost efficient to contract locally for the work. Put in Bay Investments estimate \$11,955.00 for the work on the shoreline. It is asked to be included in next month's agenda.

**EXECUTIVE SESSION:**

Mayor McCann asked to go into executive session to discuss employment and discipline of a public employee or official. Duggan moved to enter into executive session based on the Mayor's recommendation. Myers seconded the motion. Roll Call: Dress, yes; Myers, yes; McCann, yes; Duggan, yes; Koehler, yes; Faris, no. Vote: 5 yes, 1 no. Motion carried and council entered into executive session at 10:11am.



Faris moved to come out of executive session and reenter the regular meeting. Dress seconded the motion. Voice vote: All, yeses. Motion carried and council reentered the regular meeting at 10:51am.

**TIME CLOCK:**

Administrator Riddle is recommending a computerized time clock system which requires a fingerprint to log into. If the fingerprint of the employee is not recognized, then it takes a picture of the individual. The unit is \$3,500.00 and does not include the laptops needed. It is requested to be placed on next month's agenda for Village council's consideration.

**EMPLOYEE REVIEW BOARD:**

A committee is needed to conduct annual employee reviews. It is advised by council that the Administrator and immediate supervisors present their recommendations of all employees to the council at a special meeting immediately following the next regular meeting on October 10<sup>th</sup>.

**ADJOURN:** Moved by Duggan that we adjourn the Regular Council Meeting. The motion was seconded by Koehler. Voice vote; All, yeses. Motion carried at 11:05 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Friday September 23, 2016  
7:00 PM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Friday, September 23, 2016 at 7:00 PM, to discuss the appointment, employment, resignation and compensation of public employees and officials.

Mayor, Bernard Mack McCann, called the meeting to order at 7:04 PM.

Roll Call: Dianne Duggan, here; Jeff Koehler, here; Jessica Cuffman-Dress, here; Melinda Myers, here; Kelly Faris, here; Michael McCann, here.

Mayor McCann stated he called the meeting after Chief Michael Frank had submitted his resignation as acting chief of the Police Department for the Village of Put-in-Bay. Mr. Faris asked why we needed a special meeting. Mayor McCann had spoke with Legal Solicitor Wilber, who advised accepting his resignation in a timely manner and that the next meeting would fall after his last work date, of Friday, September 30, 2016.

Melinda Myers moved to accept Chief Frank's resignation effective September 30, 2016. Michael McCann seconded the motion. Short discussion took place. No decision was made at this time of a replacement or supervisory position for the police department.

Roll Call: McCann, yes; Duggan, yes; Faris, no; Myers, yes; Cuffman-Dress, yes; Koehler, no. Vote 4 yes, 2 no. Motion carried.

Mayor McCann instructed Clerk Niese to send a letter to Chief Frank with regret the Council accepts his resignation and to thank him for his service and to wish him well.

At this time, Melinda Myers passed out her own letter of resignation as the president of council and nominated Mr. Faris for Pro Tempore. She will step down from Village Council on September 30, 2016.

**ADJOURN:** Moved by Myers that we adjourn the Special Council Meeting. The motion was seconded by Faris. Voice vote: All, yes. Motion carried at 7:11 PM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Monday, October 10, 2016  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, October 10, 2016; it was called to order at 9:03 AM, Mayor, Bernard Mack McCann, presiding.

Roll Call: Ms. Duggan, here; Mr. Faris, here; Mr. McCann, here; Mr. Koehler, here; Mrs. Dress, here.

**RESIGNATION OF MRS. MYERS:**

McCann moved to accept the resignation of Melinda Myers from council effective immediately. Koehler seconded the motion. Roll Call: Dress, yes; Faris, yes; McCann, yes; Koehler, yes; Duggan, yes. Motion carried.

Faris moved to enter into executive session to discuss nominations to fill open seat on council. Executive session may be entered under the Ohio Open Meetings Act to consider the appointment of a public official. Dress seconded the motion. Roll Call: McCann, yes; Faris, yes; Dress, yes; Duggan, yes; Koehler, yes. Motion carried. Council entered into executive session at 9:11 am.

Faris moved to exit the executive session and reenter into the regular monthly council meeting at 9:15 am. McCann seconded the motion. Roll Call: Faris, yes; Duggan, yes; McCann, yes; Dress, yes; Koehler, yes. Motion carried.

Faris moved to hold a special meeting after the workshop meeting next month on Monday, November 7<sup>th</sup> to further discuss and fill the council seat. Dress seconded the motion. Roll Call: Duggan, yes; Faris, yes; McCann, yes; Dress, yes; Koehler, yes. Motion carried.

**ORDINANCE:**

**1135-16; Amending Fencing section of Zoning.** Faris moved to hold the third and final reading of Ordinance 1135-16 to amend the fencing section on the zoning manual. Duggan seconded the motion. Roll Call: Koehler, yes; Dress, yes; Faris, yes; McCann, yes; Duggan, yes. Motion carried.

**1136-16; Amending Definitions and Permitted Uses for Zoning.** Dress moved on Ordinance 1136-16 for the amending of definitions and permitted uses to the zoning manual as a third and final reading. Duggan seconded the motion. Roll Call: Dress, yes; Faris, yes; Koehler, yes; McCann, yes; Duggan, yes. Motion carried.

**1139-16; Protecting and preserving Tree Lawns and 1140-16; Construction of Sidewalks at new construction sites.** Faris moved to table both Ordinance 1139-16 and 1140-16 until further discussion and comprehensive plan for the entire Village is researched. McCann seconded the motion. Roll Call: McCann, yes; Dress, yes; Koehler, yes; Duggan, yes; Faris, yes. Motion carried and these ordinances are tabled.

**1141-16; Poggemeyer services for zoning.** Dress introduced Ordinance 1141-16 to contract Poggemeyer for zoning services to help the Planning Commission. Dress moved to call an emergency reading on Ordinance 1141-16. Duggan seconded the motion. Roll Call: Faris, yes; McCann, yes; Koehler, yes; Duggan, yes; Dress, yes. Motion carried.

Faris moved to waive the three reading rule on Ordinance 1141-16. Dress seconded the motion. Roll Call: Dress, yes; McCann, yes; Faris, yes; Koehler, yes; Duggan, yes. Motion carried.

Faris moved that Ordinance 1141-16 to use Poggemeyer for zoning services go into immediate effect. McCann seconded the motion. Roll Call: Dress, yes; Faris, yes; McCann, yes; Koehler, yes; Duggan, yes. Motion carried.

**RESOLUTION:**

**16-05; Joint Solid Waste Management Plan.** Dress moved to table this resolution until next month so the information provided by the county could be reviewed further. Seconded by Faris. Roll Call: Koehler, yes; Faris, yes; McCann, yes; Duggan, yes; Dress, yes. Motion carried and will be placed on next month's agenda.

**ORDINANCE:**

**1142-16; Issuing Notes for Real Estate Bond.** Faris introduced Ordinance 1142-16 to issue notes for real estate purchase of Frederick's property on Erie Street. Faris moved to call an emergency on Ordinance 1142-16. Dress seconded the motion. Roll Call: Duggan, yes; Koehler, yes; Dress, yes; Faris, yes; McCann, yes. Motion carried. Faris moved to waive the three reading rule on Ordinance 1142-16. Duggan seconded the motion. Roll Call: McCann, yes; Duggan, yes; Koehler, yes; Faris, yes; Dress, yes. Motion carried.

Dress moved that Ordinance 1142-16 issuing notes for real estate bond go into immediate effect. Duggan seconded the motion. Roll Call: Faris, yes; Dress, yes; McCann, yes; Koehler, yes; Duggan, yes. Motion carried.

**1143-16; Contracting the purchase of property at 248 Erie Street.** Faris introduced Ordinance 1143-16 to purchase the property at 248 Erie Street for \$1.3 Million dollars. Faris moved to hold an emergency reading on Ordinance 1143-16. Dress seconded the motion. Roll Call: Koehler, yes; Duggan, yes; McCann, yes; Faris, yes; Dress, yes. Motion carried.

Faris moved to waive the three reading rule for Ordinance 1143-16. Dress seconded the motion. Roll Call: Duggan, yes; Dress, yes; Koehler, yes; McCann, yes; Faris, yes. Motion carried.

Duggan moved that Ordinance 1143-16 to purchase the property on Erie Street go into immediate effect. Koehler seconded the motion. Roll Call: Duggan, yes; Dress, yes; Koehler, yes; McCann, yes; Faris, yes. Motion carried.

**MINUTES:**

Duggan moved to approve and accept the minutes of the Regular council meeting of September 12, 2016. Dress seconded the motion. Voice vote: All, yeses. Motion carried.

Dress moved to approve and accept the minutes of the Special council meeting of September 23, 2016. Duggan seconded the motion. Voice vote: All, yeses. Motion carried.

**AUGUST 2016 FINANCIALS:**

Faris moved to approve all August 2016 financial statements, bills, Purchase Orders, payments and appropriations submitted. McCann seconded the motion. Voice vote; All, yeses. Motion carried.

**LETTERS AND MATERIALS:**

Faris moved to accept all letters and materials submitted to the Village for the month of September 2016. Dress seconded the motion. Voice vote: All, yeses. Motion carried.

**TIME CLOCK:**

Faris moved to purchase a time clock system with fingerprint recognition including laptop computer equipment for \$4,600.00. McCann seconded the motion. Voice vote: All, yeses. Motion carried.

**CONVIENENCE TAP:**

Billy Market submitted a letter to council to request a convenience tap for the house he is building on the property next to the Miller Boat Line Lime Kiln dock down Langram. Administrator Riddle explained to council that Poggemeyer does not believe the Village should give convenience taps based on how much production our utilities can handle, future planning development needs and the Village does not have control over water lines and leakage. Extensive discussion was held. Mayor McCann does not recommend giving out convenience taps. Taps have been given out in the past, however an ordinance has never been drafted. Years ago the issue was brought up and an

agreement was made by Solicitor Wilber. A list of all customers the Village has given convenience taps to, is not available and had been requested of Knauer, the previous administrator. Agreements presented are lacking authorized signatures and pertinent information. The council recognized the Village has created a deficiency due to inconsistent records at the utility department.

Faris moved to allow Mr. Market a convenience tap. Koehler seconded the motion. Administrator Riddle asked for control of how the tap is put in and where the metering device is located. He feels that the meter should not be at the house but at the property line.

Faris added to his motion that Wilber review and update the agreement to include an obligation of the property owner to tap in and pay if the next neighboring property owner down the line ties in. Koehler seconded the motion to allow Billy Market a convenience tap and have legal review the agreement for convenient taps. Roll Call: Faris, yes; Koehler, yes; Duggan, No; Dress, yes; McCann, No. Motion carries with a 3 yes to 2 no vote.

Faris moved to have Wilber draw up a convenience tap ordinance. Duggan seconded the motion. Voice vote: All, yeses. Motion carried.

**UTILITY BILLING:**

Faris moved to excuse the late fees and penalties for Annie Parker in the amount of \$63.05 and for Nick & Simona Michael's B&B in the amount of \$76.77. Koehler seconded the motion. Voice vote: All, yeses. Motion carried.

**SHORE LINE EROSION:**

Faris moved to contract PIB Investments to work on the erosion issues on the shore line at the Water Plant property and approve the estimate of \$11,955.00. Dress seconded the motion. Voice vote: All, yeses. Motion carried.

**POGGEMEYER PROJECTS:**

Faris moved to pay \$5,870.00 to Poggemeyer for sewer replacement plans and survey on Delaware Ave. to obtain proper permits for EPA. McCann seconded the motion. Voice vote: All, yeses. Motion carried.

Faris moved to pay \$3,865.00 to Poggemeyer for waterline plans to loop Victory Ave. and submit permits to EPA. McCann seconded the motion. Voice vote: All, yeses. Motion carried.

**PROPERTY AGREEMENT ESCROW:**

Faris moved to fulfill the escrow agreement to purchase the Erie Street property with \$50,000.00 into an account with Hartung Title Agency, with an advance to come out of a special fund 2901 (public street repair) with the intent to be repaid when back portion of property is resold to the school. Dress seconded the motion. Roll Call: Dress, yes; McCann, yes; Koehler, No; Duggan, yes; Faris, yes. Vote is 4 yes and 1 no. Motion carried.

**FIRE HYDRANT PURCHASE:**

Faris moved to purchase a new fire hydrant from HD Supply in the amount of \$2,942.27. Duggan seconded the motion. Administrator Riddle explained this one will replace the one on Delaware across the street from T&J's Smokehouse on the park side. Other hydrants that have issues can be repaired. Voice vote: All, yeses. Motion carried.

**MAYOR'S REPORT:**

With concerns for the cost to rent, Mayor McCann suggested waiting on purchasing a new porta-john for the Water Dept. property until further information about updates and plans in the building can be discussed.

The Mayor also stated he will be talking with trustees regarding the sign needed to be moved in DeRivera Park.

**ADMINISTRATOR REPORT:**

Riddle passed out a sample of the employee review forms he will be using this month. For the first time in 10 years, the backflow report is 100% completed for EPA. Assessments need to be thoroughly reviewed and suggested that any modifications on customer re-coup agreements should have to come in front of council for approvals.

**POLICE DEPARTMENT:**

Dispatcher Dress informed council that the season is coming to an end and staff cut-backs are being done. Seasonal employees have gotten notices of last work dates, and yearly reviews have been complete for their files.

**PUBLIC PARTICIPATION:**

Nick Michaels took the opportunity to ask for convenience taps and would like to submit an application to council since one was just granted to Mr. Market. He also inquired with the Administrator when the sidewalk would be started at neighboring property on Concord Ave. Riddle explained because of the rain there was a delay with the contractor and laying the sidewalk at Conshafter's but it will be completed in the next few weeks. Discussion if the council will allow the permit and application for the shared expense program which the Village offered years ago. The Fiscal Officer suggests the property owner (Conshafter) should approach the council with a request of any reimbursements since the timeframe and program deadline has long past. The sidewalk replacement program was enacted May 13, 2013.

**SIDEWALK PROGRAM:**

McCann moved to hold off on any reimbursement decisions on the expired sidewalk replacement program until council hears each case as presented. Koehler seconded the motion. Roll Call: McCann, yes; Faris, yes; Koehler, yes; Duggan, No; Dress, No. Yes votes, 3; No votes, 2. Motion carried.

**PUBLIC PARTICIPATION CONTINUED:**

David Hill asked for wording to be amended in the fencing ordinance to define shore line fencing a different height than the grass property in residential areas. Koehler also suggests a clearer understanding of measurements between yards, side lawns, and older homes with different set-backs. F.O. Niese mentioned that a public hearing was held on the zoning ordinances presented to council by the planning commission back on July 25<sup>th</sup> at which time no one opposed the proposed changes.

**HOUSING INSPECTIONS:**

A committee will be holding housing inspections on Thursday, October 20, 2016 commencing at 10:00 am. This will be to assess repairs, structural needs and cosmetic updates on all buildings owned by the Village. An evaluation of each property will help determine the budget needed for improvements.

**PRO-TEMPORE:**

Council will wait to determine their pro-tempore until vacant council seat is filled. At such time, committee assignments will be reallocated.

**ADJOURN:** Moved by Faris that council adjourn the Regular Meeting. The motion was seconded by Duggan. Voice vote; All, yeses. Motion carried at 10:23 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Tuesday, November 1, 2016  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Tuesday, Nov. 1, 2016, Mayor, Bernard Mack McCann, called the meeting to order at 9:01 am..

Roll Call: Jessica Dress, here; Dianne Duggan, absent; Jeff Koehler, here; Kelly Faris, here; Michael McCann, here.

Mayor McCann called this special meeting to appoint a replacement for the vacant seat left by Melinda Myers resignation from Village Council. The Mayor opened up nominations.

Joe Cerny stated he liked to be involved with the Village and presents an interest to fill the council seat.

Phillip "Tip" Boyles would like to be considered and in a member of the Planning Commission and feels he would do a good job on council.

Paula Ladd nominated Liz Knauer for the vacant seat and stated she had talked with her and she showed interest but was not in attendance.

Faris moved to enter into executive session to further discuss nominations. Dress seconded the motion. Roll Call: McCann, yes; Koehler, yes; Faris, yes; Dress, yes. Motion carried at 9:06 am.

Faris moved to come out of executive session and reenter the special council meeting. Dress seconded the motion. Roll Call: McCann, yes; Koehler, yes; Faris, yes; Dress, yes. Motion carried at 9:23 am.

The Mayor asked for nominations.

Koehler nominated Tip Boyles for council seat. McCann nominated Liz Knauer for council seat. Dress nominated Joe Cerny for council seat.

Faris moved to close nominations. Koehler seconded the motion. Voice vote: All, yes. Motion carried.

An anonymous paper vote was taken. Fiscal Officer/Clerk Niese read the results. Cerny 3 – Boyles 1.

Faris moved to approve Joe Cerny to fill the vacated council seat left by Melinda Myers to complete her term in office with the appointment to take effect immediately. Dress seconded the motion. Roll Call: Dress, yes; Faris, yes; Koehler, yes; McCann, yes. Motion carried.

The swearing in took place and the oath of council office was given by Fiscal Officer/Clerk Niese.

The Mayor discussed a meeting with representatives from the township (EMS) and school board about the property on Erie Street. They both shown interest in purchasing portions of the back parcel and desire of an easement.

**ADJOURN:** Moved by Faris that we adjourn the Special Council Meeting. The motion was seconded by Dress. Voice vote: All, yes. Motion carried at 9:36 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Monday, November 14, 2016  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, November 14, 2016; it was called to order at 9:01 AM, Mayor, Bernard Mack McCann, presiding.

Roll Call: Ms. Duggan, here; Mr. Koehler, here; Mr. Faris, here; Mrs. Dress, absent; Mr. Cerny, here; Mr. McCann, here.

**RESOLUTION:**

**16-05: Joint Solid Waste Management Plan.** Koehler introduced resolution 16-05 approving the joint solid waste management plan. Koehler moved to have an emergency reading on resolution 16-05. Cerny seconded the motion. Roll Call: McCann, yes; Duggan, yes; Cerny, yes; Faris, yes; Koehler, yes. Motion carried. Duggan moved to waive the three reading rule on resolution 16-05. Cerny seconded the motion. Roll Call: McCann, yes; Duggan, yes; Cerny, yes; Faris, yes; Koehler, yes. Motion carried. Cerny moved to have resolution 16-05 go into immediate effect. Duggan seconded the motion. Roll Call: McCann, yes; Faris, yes; Koehler, yes; Duggan, yes; Cerny, yes. Motion carried.

**ORDINANCE:**

**1139-16; Protecting and preserving Tree Lawns.** Faris moved to table Ordinance 1139-16. Cerny seconded the motion. Voice vote: All, yes. Motion carried. TABLED

**1140-16; Construction of Sidewalks at new construction sites.** Faris moved to table Ordinance 1140-16. Duggan seconded the motion. Voice vote: All, yes. Motion carried. TABLED

**MINUTES:**

Koehler moved to approve and accept the minutes of the Regular council meeting of October 10, 2016. Duggan seconded the motion. Voice vote: Cerny abstained and all others, yes. Motion carried.

**SEPTEMBER 2016 FINANCIALS:**

Koehler moved to approve all September 2016 financial statements, bills, purchase orders, payments and appropriations submitted. Faris seconded the motion. Voice vote; All, yes. Motion carried.

**LETTERS AND MATERIALS:**

Faris moved to accept all letters and materials submitted to the Village for the month of October 2016. Koehler seconded the motion. Voice vote: Cerny abstained and all others, yes. Motion carried.

**PRO TEMPORE:**

Mayor McCann recommended waiting until council decides on committee structure and after the beginning of the year to nominate and vote on a president of council.

**MAYOR'S COURT:**

Faris moved to accept the 2017 schedule for Mayor's Court dates. Cerny seconded the motion. Voice vote: All, yes. Motion carried.

**COUNCIL MEETINGS:**

Cerny moved to accept the 2017 schedule for workshop and regular meeting dates. Faris seconded the motion. Voice vote: All, yes. Motion carried.



**2017 PAYROLL DATES:**

Faris moved to accept the bi-weekly payroll pay dates for 2017. Cerny seconded the motion. Voice vote: All, yes. Motion carried.

**DOCK LOAN PAYMENT:**

Faris moved to pay US Bank Trust \$156,700.00 for the dock loan. Cerny seconded the motion. Voice vote: All, yes. Motion carried.

**WINTER FUEL:**

Faris moved to approve \$30,000.00 for the purchase of winter fuel oil and gasoline for town hall and utilities departments. Cerny seconded the motion. Voice vote: All, yes. Motion carried.

**WINTER GASOLINE FOR PD:**

Faris moved to approve \$3,000.00 for pre-paid winter gasoline for the police department. Cerny seconded the motion. Voice vote: All, yes. Motion carried.

**SIGNAGE FOR FRONT OF TOWN HALL:**

Faris moved to turn over the discussion for signage on the front of the town hall building to the Town Hall Committee (Koehler, Dress & Cerny-for Myers). Duggan seconded the motion. Voice vote: All, yes. Motion carried.

**PIB ELECTRIC CONTRACTED FOR DOCKS:**

Scott Pugh is licensed to do our marina inspections but not familiar with our systems. Administrator Riddle suggests if Pugh trained with Westfield this spring, we could use someone local for inspections and GFCI outlet and breaker repairs. Cerny asked if there were recalls on the GFCIs and suggested to contact the manufacturer about all the problems. Administrator Riddle said many older boats may have different electrical which cause the default to trigger the breaker off. He would also ask Westfield based on Cerny's concerns. Faris motioned to approve working with PIB Electric and allow Scott Pugh to work alongside Westfield this coming year, along with contracting PIB Electric to work on dock electrical issues and complete the annual marina inspections. Koehler seconded the motion. Voice vote: Cerny abstained and all others, yes. Motion carried.

**ELEVATOR REPAIR:**

Koehler moved to approve the repairs on the town hall elevator in the amount of \$4,676.00 with Thyssen-Krupp. McCann seconded the motion. Voice vote: All, yes. Motion carried.

**EMAIL SERVER FOR COUNCIL:**

Cerny expressed a concern for using personal email servers and suggested all council to use the Village server. F.O. Niese stated she would set anyone on council up with an email address using cros.net. Niese explained that anyone using a personal email or phone is subject to public record requests and the court could subpoena personal digital equipment. She also stated that any email discussion should be forwarded or grouped with hers so the clerk of the Village has all copies of communication for public records. In addition, she warned that any responses to emails and additional comments may constitute a "meeting" even if electronic and would need to properly be posted according to law. Cerny was the only councilmember at this time who wanted an email address through the Village account.

**HOUSING CAPITAL IMPROVEMENT:**

Mayor McCann suggested a committee discuss this and present ideas and recommendations. Faris moved to have the Property committee (Koehler, Dress and Cerny) discuss housing. Duggan seconded the motion. Voice vote: All, yes. Motion carried.

**SALARY ORDINANCE:**

Cerny moved to amend the Village salary ordinance to allow overtime for exempt salaried employees making less than \$47,476.00 annually or \$913.00 weekly according to the Fair Labor Standards Act. Faris seconded the motion. Voice vote: All, yes. Motion carried.

**ERIE STREET PROPERTY PURCHASE:**

The Put-in-Bay School Board had submitted a letter expressing interest in purchasing the back piece of property in which the Village is buying from the Frederick family. Billy Market was in attendance of the council meeting. Mayor McCann said the Village is buying at nearly \$12.00 per foot and wanted \$20.00 per foot. Negotiations had taken place at a previous meeting where Chris Cooper representing the township (EMS) also attended. \$15.00 per foot plus an additional easement were ultimately proposed. A letter from the School Board offered \$13.00 per foot. Mayor McCann recommended to the council to table any further discussion to sell sections of the property until after the final closing and the Village decides what is the best use for the property. Koehler moved to hold on any further negotiation on splitting the Erie Street property. McCann seconded the motion. Roll Call: Cerny, yes; Koehler, yes; McCann, yes; Faris, yes; Duggan, yes. Motion carried.

**INTERIM CHIEF OF POLICE:**

Mayor McCann recommends P. Steven Riddle become the interim chief of police. Duggan moved to appoint Riddle the interim chief of police for the Village of Put-in-Bay. Faris seconded the motion. Discussion took place. Cerny expressed concerns about doing dual role as chief and administrator and opposed. Koehler moved to amend the motion Duggan presented allowing council to revisit the appointment of interim chief within five months. Duggan moved to appoint P. Steven Riddle interim Chief of the Put-in-Bay Police Department whereas the council will review and make a determination of this appointment within five months. Faris seconded the motion. Roll Call: Duggan, yes; Faris, yes; Koehler, yes; McCann, yes; Cerny, no. Motion carried.

**ADMINISTRATOR REPORT:**

Asking council to approve \$5,000.00 for town hall painting of the windows and lift rental. Normally the lift rental is \$1,000 a week but Riddle was able to negotiate \$3,500 with Todd Blumenstaad. Patrick Green has agreed to finish painting the town hall. Koehler moved to approve \$5,000.00 for the painting and lift rental for the town hall updates. McCann seconded the motion. Voice vote: All, yes. Motion carried.

**GENERATOR MAINTENANCE:**

Faris moved to approve \$14,000.00 to have four generators serviced by CAT Ohio. Cerny seconded the motion. Voice vote: All, yes. Motion carried.

**POLICE REPORT:**

Don Dress stated the discovery requests are being taken care of and slowing down now that it is end of the year. Vehicles are placed for winter and the Tahoe will be in need of tires soon.

**LAMPELA APPEAL:**

Faris asked Wilber where the appeal is at regarding former chief Lampela. Wilber stated that post hearing documents were due by today and Lampela's lawyer asked for a continuance. The court could take some time to make a final decision.

**FISCAL OFFICER REPORT:**

Niese wanted to reassure council that the Village finances are in a good place to purchase the property and not in a place where we are depending on selling off the back pieces. The notes will open and anticipate the bonds will be made in the next few weeks.

**CONVENIENCE TAPS:**

Lengthy discussion took place about convenience taps. Poggemeyer does not recommend convenience taps. Wilber suggests council draft legislation for an ordinance with rules, regulations and outlines specifications for granting utility convenience taps. Koehler moved to grant convenient taps to Nick Michaels and Mack McCann and then put a moratorium on any further convenience taps until an ordinance is established. More discussion followed. Billy Market’s convenience tap was approved last month with a 3-2 vote. Faris seconded Koehler’s motion. Roll Call: Faris, yes; Koehler, yes; Duggan, no; Cerny, no; McCann, no. Vote 2 yes – 3 no. Motion failed.

Faris moved to place a moratorium on all convenience taps within the Village limits until an ordinance is drafted by legal counsel and passed. Cerny seconded the motion. The Utilities committee (McCann, Dress & Koehler) agreed to meet to discuss criteria and guidelines on Monday, Nov. 21. Roll Call: McCann, yes; Koehler, no; Faris, yes; Duggan, yes; Cerny, yes. Motion carried. *SEE NEXT SENTENCES...*

Faris moved to amend his last motion, striking the wording “within the Village limits” and replace with “operated by the Put-in-Bay Utilities Departments”. The motion will correctly read as follows: Faris moved to place a moratorium on all convenience taps operated by the Put-in-Bay Utilities Departments until an ordinance is drafted by legal counsel and passed. Cerny seconded the motion. Roll Call: Cerny, yes; Duggan, yes; Koehler, no; Faris, yes; McCann, yes. Motion carried.

**PUBLIC PARTICIPATION:**

John Ladd is thankful that the Village will be obtaining the Frederick property behind his house. He would like to be involved in any decisions pertaining to the property and feels the surrounding homeowners may be impacted. Billy Market told council the school board and township are willing to work with the Village to help offset the costs and are still interested in the land the Village is buying which borders the school property. Ty Winchester presented concerns about Mr. Riddle doing both administrator and chief jobs during the summer. Nick Michaels posed questions and wants council to reconsider his request for convenience taps.

**EXECUTIVE SESSION:**

Cerny moved to enter into executive session to discuss employee reviews, dismissal, discipline, promotion, demotion, benefits, compensation and recommendations of public employees. Duggan seconded the motion. Roll Call: Cerny, yes; Duggan, yes; McCann, yes; Koehler, yes; Faris, yes. Motion carried at 10:43 AM. During this time, councilwoman Dress arrived to the meeting. Faris moved to exit executive session and reenter the regular meeting. Cerny seconded the motion. Roll Call: Cerny, yes; Duggan, yes; Dress, yes; McCann, yes; Faris, yes; Koehler, yes. Motion carried at 12:57 PM.

**ADJOURN:** Moved by Faris that council adjourn the Regular Meeting. The motion was seconded by Koehler. Voice vote; All, yes. Motion carried at 12:58 PM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Monday, December 12, 2016  
5:30 PM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, December 12, 2016; it was called to order at 5:35 PM, by the Council Clerk/Fiscal Officer Kelly Niese in Mayor McCann's absence.

Roll Call: Mr. Koehler, here; Mr. Faris, here; Mr. McCann, here; Mr. Cerny, here; Mrs. Dress, here; Ms. Duggan, here.

**PRESIDENT OF COUNCIL**

First order of business is to elect a pro-tempore. Melinda Myers was the president of council, but resigned in September. Faris nominated Cerny. Cerny nominated Dress. Dress declined. Dress nominated Cerny. Cerny accepted the nomination. Clerk Niese passed along the message that Mayor McCann wanted to recommend Faris for pro-tempore. Faris declined. No other nominations were set forth.

Faris moved to appoint Cerny as pro-tempore, president of council for the Village of Put-in-Bay. Dress seconded the motion. Roll Call: Dress, yes; Duggan, yes; Cerny, yes; McCann, yes; Faris, yes; Koehler, yes. Motion carried. Mr. Cerny move to the head table and continued presiding over the regular council meeting.

**ORDINANCE:**

**1144-16 Interim Chief Riddle;** Faris introduced Ordinance 1144-16 appointing Steve Riddle the Interim Chief of Police. Faris moved it be read as an emergency. McCann seconded the motion. Roll Call: Koehler, yes; Cerny, yes; McCann, yes; Faris, yes; Duggan, yes; Dress, yes. Motion carried.

Koehler moved to waive the three reading rule on Ord. 1144-16. Dress seconded the motion. Roll Call: Duggan, yes; Koehler, yes; Faris, yes; Dress, yes; McCann, yes; Cerny, yes. Motion carried.

Faris moved that Ordinance 1144-16 go into immediate effect. McCann seconded the motion. Roll Call: McCann, yes; Dress, yes; Faris, yes; Duggan, yes; Cerny, yes; Koehler, yes. Motion carried.

**1145-16 Employment Changes;** Solicitor Wilber drafted the ordinance and council was presented with letters and supporting documentation from Mr. Wilber. Dress recommended postponing any action until after discussions in an executive session. Voice vote: All agreed.

**1146-16 Budgets and Appropriations for 2017;** Faris introduced Ordinance 1146-16. Faris moved it be read as an emergency. Duggan seconded the motion. Roll Call: Dress, yes; McCann, yes; Duggan, yes; Cerny, yes; Faris, yes; Koehler, yes. Motion carried.

Faris moved to waive the three reading rule on Ord. 1146-16. Koehler seconded the motion. Roll Call: Koehler, yes; Duggan, yes; Cerny, yes; Dress, yes; Faris, yes; McCann, yes. Motion carried.

Faris moved that Ordinance 1146-16 go into immediate effect. Koehler seconded the motion. Dress questioned estimated revenue forecast. Niese has reviewed the trend the past several years and will continue to estimate the revenue close to this past year, which was \$1.9M. Fiscal Officer Niese also stated she shaved over \$126,000.00 off this new budget to closer match the expenditures compared to revenue. Dress also asked about the Police Department budget. Niese stated that it was cut by \$30,000.00 due to regular chief salary for first five months and housing was not needed. But Interim Chief/Village Administrator Riddle's wages will be split four ways (Police, Administration, Water & Sewer) and were factored into the budget. Dress also asked about the township police contract. It expires on Dec. 31, 2016 and Niese has contacted them to set up a meeting to negotiate a new contract. Conservative figures base on previous revenues were considered for new budget. Motion by Faris and seconded by Koehler of Ord. 1146-16 Roll Call: Dress, yes; Faris, yes; Duggan, yes; Cerny, yes; McCann, yes; Koehler, yes. Motion carried.

**MINUTES:**

Koehler moved to approve and accept the minutes of the Regular council meeting of November 14, 2016. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**SPECIAL MEETING MINUTES:**

Koehler moved to approve and accept the minutes of the special council meeting of November 1, 2016. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**COMMITTEE MEETING NOTES:**

Dress moved to approve the notes from the utility committee meeting on convenience taps of November 21, 2016. McCann seconded the motion. Voice vote; All, yes. Motion carried.

**OCTOBER 2016 FINANCIALS:**

Faris moved to approve all October 2016 financial statements, bills, purchase orders, payments and appropriations submitted. Koehler seconded the motion. Voice vote; All, yes. Motion carried.

**LETTERS AND MATERIALS:**

Koehler moved to accept all letters and materials submitted to the Village for the month of November 2016. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**OWDA LOAN PAYMENT:**

Faris moved to approve the payment of \$141,652.91 to OWDA debt service. Koehler seconded the motion. Voice vote; All, yes. Motion carried.

**OPWC LOAN PAYMENT:**

Faris moved to approve the OPWC debt service payment in the amount of \$19,949.32. Koehler seconded the motion. Voice vote; All, yes. Motion carried.

**THWAITE RACE DATES FOR 2017:**

Koehler moved to approve the race event dates requested by Oliver Thwaite of 4/29/17, 6/25/17 and 8/5/17. Faris seconded the motion. Voice vote; All, yes. Motion carried.

**TOWN HALL ASSEMBLY ROOM AND HALLWAY PAINTING:**

Dress moved to approve the quote submitted by Fox's Painting to paint the town hall assembly room and hallway in the amount of \$3,425.00. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**PD – OFFICER MCGUIRE'S RESIGNATION:**

Faris moved to accept the letter resignation of Officer Tim McGuire and wishes him all the best with his next position. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**PLANNING COMMISSION PRESIDENT RESIGNATION:**

Koehler moved to accept the resignation of Peter Huston as President of the Planning Commission. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**ZONING INSPECTOR:**

Faris moved to accept the recommendation from the Planning Commission to obtain a new zoning inspector and to relieve Scott Sneller of his duties as zoning inspector for the Village of Put-in-Bay. Dress seconded the motion. Administrator Riddle will contact Todd Bickley from Ottawa County to see if he would be willing to be our inspector or offer suggestions to us. Voice vote; All, yes. Motion carried.

**EMPLOYEE RAISES:**

Cerny asked if council wanted to move onto employee raises next on the agenda. Dress suggested to hold off on this action so council could talk about it later in the meeting.

**CREW'S NEST UTILITY BILLING:**

Koehler moved to excuse the Crew's Nest of the penalties and late fees. Duggan seconded the motion. Citing there are some concerns that needed to be discussed further, Duggan moved to table the motion. Dress seconded the motion. Voice vote; All, yes. Motion is tabled until further discussed and more info is gathered.

**STREETS AND UTILITY PROJECTS FOR 2017:**

Administrator Riddle asked the council which projects they would like to move forward on in 2017. Dress asked for estimates proposed projects. Victory and Lakeview water line looping and Delaware sewer and manhole repairs are up for discussion. Faris moved to table any decisions until cost estimates and plans to come in from Poggemeyer. Duggan seconded the motion. Faris also suggested the streets and utility committees meet to bring forth recommendations to the council. Voice vote; All, yes. Motion is tabled until estimates and recommendations are presented.

**VERIZON SMALL CELL ANTENNAS:**

Koehler moved to approve Verizon's placement of the antennas within the Village of Put-in-Bay to boost service. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**UTILITIES PURCHASE – BUCKEYE PUMPS:**

Koehler moved to approve the purchase of three pumps for the utility department in the amount of \$12,000.00 from Buckeye Pumps. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**HEAVY DUTY GOLF CART VEHICLES:**

Administrator Riddle requested the purchase of three new electric heavy duty golf cart vehicles with tilt beds and doors similar to the ones used by the monument and not to exceed \$60,000.00. Cerny suggested to have a committee discuss the need for these carts. Koehler moved to allocate \$60,000.00 into a special fund for the future purchase of three new carts for utility, streets and parks, but not to be purchased at this time. Faris seconded the motion. Voice vote; 5 yes; Cerny is against the motion. Council agreed the finance committee should discuss about purchase. Motion carried.

**REPORTS:**

Planning Commission: Two seats are open and looking for volunteers to serve on zoning committee. Noticed have been posted.

Administrator Riddle: In contact with Don Frederick to gather information on property and dwelling, such as water shut off, keeping heat on during winter, maintenance that has been done on the buildings and house, etc.

Don Dress: Police Dept. is working on training, evidence room cleaned up, winter house checks are being done and Tahoe repairs needed.

Fiscal Officer Niese: Received a report from Utility Clerk which said "Long overdue clean-up" where inactive utility customer accounts were zeroed out of all balances to remove these outstanding issues off the books. The fiscal officer is not supportive of this procedure done without approval of council. No additional documentation was turned over; only citing the customer moved or is now deceased. Many of these open accounts were not addresses for years. Niese asked the council to work with a committee to provide a policy or procedure on how to properly handle these types of delinquent accounts.

Niese also suggested a committee determine if employee rent should be increased in the new year. Rent in the town houses have not been increased since building the units in 2008. Employees currently pay \$500.00 a month. The police housing is \$5.00 a night. Niese stated a slight increase is necessary to cover operational and basic utility expenses and understands the need to keep affordable housing for our Village employees. Her suggestion would be police to \$10.00 per night and town houses increased to \$750.00 per month. The town hall committee set a date of Friday, December 16, 2016 at 10:00am to meet and discuss. (Meeting time changed to 9:00am to accommodate Mr. Wilber and the continuation of regular meeting on Friday, Dec. 16<sup>th</sup>).

Niese also said the transfer of funds from the bond acquisition is expected this week of \$1.3M. The notes were valued at more than expected and creating better loan terms. The property closing will happen before the end of the year thru Hartung Title Agency.

**REPORTS:**

Cerny is interested in a content management system which is an on-line web based communication site to have a centralized location for tracking files, looking up reports, etc. It can be open to the public and also limit what is to be released for viewing. He said there is a free introductory trial and depending on services, a monthly fee up to \$199.00 per month. Cerny suggested a company called Bitrix24.

**PD – TAHOE REPAIRS:**

The Police Dept. Chevy Tahoe needs new tires and repairs which are estimated at \$3,200.00 from Baumann Auto. Koehler moved to approve the repairs for the Tahoe in the amount of \$3,200.00. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**DOCK RATE INCREASES:**

It is recommended from the finance committee to increase the 2017 dock rates to \$2.50 per foot. Discussion of separate rates during weekdays and increasing costs on weekends should be considered. Koehler would like to have reservations implemented. Cerny said leasing the docks to a management team should also be considered. Faris said docks should no longer accept cash and only take credit cards. Cerny and Faris agreed that further discussions should be held regarding docks.

**PUBLIC PARTICIPATION:**

Paula Ladd asked if there was still an active search for a new police chief. Niese stated that the Village is still open to taking resumes. Cerny said under the advisement of Solicitor Wilber to have an active chief, council appointed Riddle interim for the next five months.

Tony Joyce asked where we are in ozone project. Riddle stated that Poggemeyer is still drawing up plans. Tony Joyce asked if they were waiting on anything from the Village. Riddle said no. Cerny asked Niese if we have an estimated annual cost to operate the ozone system. Niese does not have costs because plans have changed a few times. She is waiting on more information from Poggemeyer.

Mark Pillon said he would like to start building on his Detroit Ave. lot in the next 12-18 months. He had previously asked for and was granted convenience taps. He came to the meeting to help answer questions the council may have about the agreement. He has paid for the lines and the tap in fees but has not yet tapped in. He understands the impact fees will need to be paid before connecting and using utility services.

Nick Michaels asked for research to be done on Alpine Suites sewer connection on Dollar Ave. He thinks they asked for a convenience tap back in 2004. Riddle stated that Alpine Suites connected into Maple Cottage on Catawba. Owners of the property have changed hands since then. It was sold to Marv Booker he has paid his assessments.

Greg Auger asked for Ordinance 1145-16 Employment Changes to be explained. Faris said it could be read. Cerny asked for Niese to read it out loud. Greg Auger asked what constitutes an emergency reading. Niese explained that three separate readings are needed to pass legislation and can be spread out over three months. In the case of an emergency, the action is to take effect immediately. Cerny asked who drafted the ordinance. Niese stated Mr. Wilber, the Village Solicitor drafted it and requested it to be presented to council.

**EXECUTIVE SESSION:**

Dress moved to enter into executive session to discuss employment issues. Koehler seconded the motion.

Roll Call: Dress, yes; Faris, yes; Koehler, yes; McCann, yes; Duggan, yes; Cerny, yes. Motion carried at 7:08 PM.

Faris moved to exit executive session and reenter the regular meeting. Duggan seconded the motion. Roll Call: Dress, yes; McCann, yes; Duggan, yes; Koehler, yes; Faris, yes; Cerny, yes. Motion carried at 7:43 PM.

Dress moved to reject Ordinance 1145-16 Employment Changes and to have it redrafted for reconsideration. Faris seconded the motion. Voice vote; All, yes.

At 7:46 PM, Faris moved to recess this regular meeting until Friday, December 16<sup>th</sup> at 10:00 AM. Dress seconded the motion but asked for the Town Hall Committee to meet before the meeting at 9:00 AM. Voice vote; All, yes. Motion carried. (Note: To accommodate Mr. Wilber, the meeting was moved to 1:00 PM on Friday 12/16/16). Proper notices were posted.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Continuation of Recessed Regular Meeting of Council from December 12, 2016  
Friday, December 16, 2016  
1:00 PM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Friday, December 16, 2016 and to continue the December agenda; it was called to order at 1:02 PM by Mayor McCann.

**Roll Call:**

Ms. Duggan, here; Mr. McCann, here; Mr. Koehler, here; Mrs. Dress, here; Mr. Faris, here; Mr. Cerny, here.

**COST OF LIVING INCREASES:** Koehler said there will be no action until council discusses with Mr. Wilber.

**CREW’S NEST UTILITY BILLING:** Cerny said action will have to wait until later.

**OZONE PROJECT:** Riddle stated that he emailed Poggemeyer and it is still in the design phase

**GOLF CARTS - PURCHASE REQUEST:** Faris said council was waiting on more information. Riddle presented pictures of the suggested electric carts.

Solicitor Wilber joined the meeting.

**EXECUTIVE SESSION:**

Cerny moved to enter into executive session to discuss personnel. Dress seconded the motion. Roll Call: Koehler, yes; Dress, yes; Duggan, yes; McCann, yes; Cerny, yes; Faris, yes. Motion carried at 1:08 PM.

\*Faris noticed six Village employees were in attendance and asked how many were working today. They all were scheduled to work. Faris asked if they clocked out. Doug Knauer said they were going to but either Koehler or Cerny told them not to and to attend the council meeting on company time. Knauer said there may be questions for them. Cerny stated he asked for them to come. Fiscal Officer Niese asked Cerny if that decision was approved in an open forum or if he asked the employees directly to attend. Cerny said he talked with one or two of the employees and that he and Koehler asked them to come, and said they will be paid for the time by the Village.

Faris moved to come out of executive session and reenter the regular meeting. Duggan seconded the motion. Roll Call: Koehler, yes; Dress, yes; Duggan, yes; McCann, yes; Cerny, yes; Faris, yes. Motion carried at 2:49 PM.

**ADJOURN MEETING:**

Koehler moved to adjourn the December council meeting. Duggan seconded the motion. Voice vote; All, yes. Motion carried. No further action took place.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer



Regular Meeting of Council  
Monday, January 16, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, January 16, 2017; it was called to order at 9:00 AM; Mayor McCann presided.

Roll Call: Mr. McCann, here; Mr. Cerny, here; Mr. Koehler, here; Mrs. Dress, here; Ms. Duggan, absent; Mr. Faris, here.

Faris moved to amend the council meeting agenda to include three new ordinances. Cerny seconded the motion. One ordinance is to separate positions of the Village Administrator and Chief of Police not allowing one person to do dual roles. Second ordinance ensures staffing levels remain the same. And the third ordinance pertains to disciplinary actions of employees. Roll Call: McCann, no; Dress, yes; Koehler, yes; Cerny, yes; Faris, yes. Motion carried.

**2017 PRO-TEMPORE:**

Faris moved to approve Cerny as President of Council (Pro-Tempore) throughout the 2017 year. Dress seconded the motion. Roll Call: McCann, yes; Koehler, yes; Cerny, yes; Dress, yes; Faris, yes. Motion carried.

**MINUTES:**

Koehler moved to approve and accept the minutes of the Regular council meeting of December 12, 2016. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**NOTES OF FINANCE COMMITTEE MEETING:**

Koehler moved to accept and approve the finance committee meeting notes of December 12, 2016. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**COMMITTEE MEETING NOTES:**

Koehler moved to approve the notes from the Property/Projects/Town Hall committee meeting of December 16, 2016. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**CONTINUED RECESSED MEETING MINUTES:**

Koehler moved to approve and accept the continued minutes of the regular council meeting of December 16, 2016. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**NOVEMBER 2016 FINANCIALS:**

Dress moved to approve all November 2016 financial statements, bills, purchase orders, payments and appropriations submitted. Koehler seconded the motion. Voice vote; All, yes. Motion carried.

**LETTERS AND MATERIALS:**

Dress moved to accept all letters and materials submitted to the Village for the month of December 2016. Faris seconded the motion. Voice vote; All, yes. Motion carried.

**PURCHASE OF NEW GOLF CARTS:**

Faris moved to approve the purchase of three new heavy duty golf carts. Cerny seconded the motion. Discussion and need of purchases took place. Roll Call: Faris, yes; McCann, yes; Cerny, no; Dress, no; Koehler, no. Vote: 2-yes, 3-no. Motion failed. Koehler asked for this purchase to be tabled.

**ARBOR DAY 2017:**

Koehler moved to approve \$500.00 for the 2017 Arbor Day celebration and tree purchases. Cerny seconded the motion. Voice vote; All, yes. Motion carried.

**TREE COMMISSION:**

Koehler moved to re-appoint Kelly Faris to the tree commission for another three year term. Cerny seconded the motion. Voice vote: Cerny, yes; McCann, yes; Kohler, yes; Dress, yes; Faris, abstained. Motion carried.

**HOUSING AGREEMENT:**

Dress moved to increase employee housing rent in the townhouse units from \$500.00 per month to \$600.00 per month starting March 1, 2017, to set forth the housing agreement drafted by legal solicitor, include a security deposit of \$600.00, equal to one month's rent to be deducted from employee's bi-weekly payroll in increments of \$50.00 per month for twelve months until a security deposit is fulfilled and amending the agreement to include that the Village of Put-in-Bay is also responsible for the electric bill, not the employee. Koehler seconded the motion. Roll Call: Cerny, yes; Koehler, yes; Faris, yes; Dress, yes; McCann, yes. Motion carried.

**POLICE DEPARTMENT EMPLOYEE RENT:**

Fiscal Officer Niese asked the council to consider increasing nightly rent in PD barracks from \$5.00 to \$10.00 per night stating there hasn't been an increase in several years and last year council approved drastic increases in hourly wages and major remodeling was completed in both houses. Dress suggested this be tabled until a committee could discuss further.

**DOCKAGE RATES FOR 2017:**

Cerny moved to approve an increase of public dockage to \$2.50 per foot. Dress seconded the motion. Roll Call: Koehler, no; Faris, yes; McCann, no; Cerny, yes; Dress, yes. Vote: 3-yes, 2-no. Motion carried.

**SPECIAL AUDIT:**

Dress moved to ask the Auditor of State to include a special audit of the utilities accounting/billing and docks with the upcoming regular financial audit. Faris seconded the motion. Roll Call: Cerny, yes; Koehler, yes; McCann, yes; Faris, yes; Dress, yes. Motion carried.

**NEW BUSINESS LICENSE:**

Dr. Mike Stretanski is looking for a Village business license for Put-in-Bay Concierge Medical. Cerny moved to ask the legal solicitor to look into liability, verification and background to gather more information before council makes a decision. Faris seconded the motion. Voice vote; All, yes. Motion carried. Faris moved to table the application until next month. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**PLANNING COMMISSION REPORT:**

Zoning Clerk Goaziou reported that Tip Boyles is the new chairman. Nick Michael is now sitting on the board. One seat is still open and looking for a replacement. Committee has recommended a parking ordinance to council. Clerk of Council will be conducting a public hearing on January 30, 2016 at 10:00am before it is to be submitted to council.

**FISCAL OFFICER REPORT:**

Niese is working on End of Year reports. Status of the license plate fund: 2016 yielded \$6,226.88 for balance of \$90,383.31 in the Motor Vehicle Permissive Tax – County Engineer office holds the fund. The County Auditor, Larry Hartlaub sent a thank you letter for supporting the GIS project. The county was awarded grant funds for the global mapping system. Niese again asked council to advise her on what to do with the "clean-up" project from the utility clerk in which the fiscal officer does not believe to be correct practices. Council advised F.O. to get suggestions from the auditors during the next audit. Solicitor Wilber stated during last performance audit that it was suggested that council needed to be more assertive with following procedures, an example was following through with liens for delinquent utility customers.

**THREE NEWLY PROPOSED ORDINANCES:**

Solicitor Wilber read over the proposed ordinances and stated many of them are already in effect by our ordinances and policies and procedures. Faris believes there are issues that need to be addressed and states the Mayor is to follow legislation that council sets.

Faris moves to introduce Ordinance 1148-17; Addressing the Positions of Chief of Police and Village Administrator.

Faris moves to introduce Ordinance 1149-17; Addressing the Staffing of the Village of Put-in-Bay and declaring an emergency. Dress moves to read Ordinance 1149-17 as an emergency. Cerny seconded the motion. Wilber suggested amending the ordinance to include text and a formal section which includes the emergency statement. He also suggested to council that the wording in certain areas become more formal and would like to opportunity to revise the proposed ordinance for legal standards. Dress and Cerny recanted their emergency reading motions. Dress moved to accept the solicitor’s recommendations and approve the changes to be made to Ordinance 1149-17. Cerny seconded the motion. Roll Call: Dress, yes; Koehler, yes; Faris, yes; McCann, no; Cerny, yes. Vote: 4-yes, 1-no. Motion carried.

Faris did not introduce the third ordinance he had written on disciplinary actions stating it would be redundant and that these policies and procedures are already in place through the Village’s employee handbook manual.

**EXECUTIVE SESSION:**

Faris moved to enter into executive session with the legal solicitor and reserving the right to call in employees to discuss personnel, employment, dismissal, discipline and compensation of public employees. Dress seconded the motion. Roll Call: McCann, yes; Cerny, yes; Faris, yes; Koehler, yes; Dress, yes. Motion carried and council entered into executive session at 10:04 AM.

Faris moved to exit executive session and reenter the regular meeting. Cerny seconded the motion. Roll Call: McCann, yes; Cerny, yes; Dress, yes; Faris, yes; Koehler, yes. Motion carried at 11:47 AM. At this time Mr. Wilber excused himself from the meeting.

**EMPLOYEE GLAUSER RAISE:**

Cerny moved to approve an hourly rate of \$12.50 for James Glauser and include an annual five floating holiday benefit. Faris seconded the motion. Roll Call: Cerny, yes; Faris, yes; Koehler, yes; Dress, yes; McCann, yes. Motion carried.

**EMPLOYEE SEDILKO RAISE:**

Cerny moved to approve an hourly rate of \$12.00 for Michelle Sedilko. Faris seconded the motion. Roll Call: Koehler, yes; Dress, yes; Cerny, yes; Faris, yes; McCann, yes. Motion carried.

**RETURNING SEASONAL EMPLOYEE RAISES:**

Cerny moved to approve returning seasonal employees receive a \$0.25 (twenty-five cent) raise. Faris seconded the motion. Roll Call: McCann, yes; Dress, yes; Cerny, yes; Koehler, yes; Faris, yes. Motion carried.

**COST OF LIVING INCREASES:**

Cerny moved to approve a 3% cost of living increase to all full-time Village employees. Faris seconded the motion. Roll Call: Cerny, yes; Faris, yes; Koehler, yes; McCann, yes; Dress, abstained. Motion carried.

Faris moved to adjourn the regular meeting. Dress seconded the motion. Voice vote; All, yes. Motion carried at 11:52 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Saturday, January 21, 2017  
12:55 PM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Saturday, January 21, 2017, Mayor, Bernard Mack McCann, called the meeting to order at 12:55 PM.

Roll Call: Mr. Faris, here; Ms. Duggan, here; Mrs. Dress, here; Mr. Cerny, here; Mr. Koehler, here; Mr. McCann, absent.

**ORDINANCE 1148-17:**

Faris moved to hold the second reading on Ordinance 1148-17; Addressing the positions of chief of police and village administrator. Cerny seconded the motion and asked for it to be read out loud since Duggan was absent during the introduction reading. Faris read the ordinance. Roll Call: Koehler, yes; Duggan, abstained; Faris, yes; Dress, yes; Cerny, yes. Motion carried.

**ORDINANCE 1149-17:**

Faris moved to amend Ordinance 1149-17; striking out the last five words of Section 3 which read “and approved by the Mayor”. Cerny seconded the motion. Roll Call: Koehler, yes; Duggan, abstained; Dress, yes; Cerny, yes; Faris, yes. Motion carried.

Mayor McCann asked for the amended ordinance to be read out loud before the second reading. Faris read the ordinance.

Faris moved to hold the second reading on Ordinance 1149-17; Addressing staffing levels. Cerny seconded the motion. Roll Call: Faris, yes; Cerny, yes; Koehler, yes; Duggan, yes; Dress, yes. Motion carried.

**WATERLINE FROM MAINLAND:**

Cerny is proposing to have council reconsider a project which was looked into years ago to draw water from the county. Cerny had met with Poggemeyer group to discuss a waterline project and Cerny stated there would be no cost to draw up a proposal on what a study would cost the Village. Koehler moved to have Poggemeyer draft a proposed estimate on what a cost analysis would be for a waterline project to the mainline which would rely on Ottawa County to supply the island’s water needs. Dress seconded the motion. Roll Call: Duggan, yes; Koehler, yes; Cerny, yes; Dress, yes; Faris, yes. Motion carried.

**VICTORY AVE. WATERLINE:**

Mayor McCann advised council that due to mild winter the ferry would resume service for a few weeks and would like to continue replacement of the waterline around Victory Ave. Pricing of supplies and materials are forecasted to be going up in the next several weeks and he has suggested to take this opportunity to move forward with replacing the waterline. This will ensure better pressure for customers and removing any leaks from old pipes. Nearly \$100,000.00 is projected for all materials to completely change to 8 inch line. Put-in-Bay Investments have quoted under \$50,000.00 for labor. Permits are on file with EPA.

Koehler moved to approve all the work and purchase of materials for the Victory Ave. waterline project from streets and repairs funds. Cerny seconded the motion. Roll Call: Dress, yes; Faris, yes; Koehler, yes; Cerny, yes; Duggan, yes. Motion carried.

**ADJOURN:** Moved by Faris that we adjourn the Special Council Meeting. The motion was seconded by Duggan. Voice vote: All, yes. Motion carried at 1:27 PM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Public Hearing – Council of the Village of Put-in-Bay  
Proposed Amendments to Zoning Parking Ordinance  
10:00 AM  
Monday, January 30, 2017  
Put-in-Bay Town Hall

The Clerk of Council of the Village of Put-in-Bay held a public hearing on a proposed amendment to the Village of Put-in-Bay Zoning Ordinances on Monday, January 30, 2017 at 10:00 AM, in the Village Town Hall, 435 Catawba Ave., Put-in-Bay, Ohio 43456.

**Proposed Ordinance 1147-16;** amending section 1284.01 (Parking Space Requirements) of the Zoning Ordinances of the Village of Put-in-Bay. The purpose of the text amendments are to revise the terms and provisions to include sections to the parking chapter of the Zoning manual and of its Ordinances according to law.

The public hearing was called to order at 10:00 am by the Village Fiscal Officer / Clerk, Kelly A. Niese. Ample opportunity for review of the proposed Ordinance 1147-16 was given along with the opportunity for public comment.

Attendance: Marv Booker, Joe Cerny, DeeDee Duggan, Michael McCann, Tip Boyles, Administrator Riddle, Joy Urge, Mayor McCann, Clerk Niese

Mr. Booker initiated discussions and said the Village parking requirements are antiquated. Opposition to the proposed ordinance occurred and discussions arose. Issues which need to be addressed that the ordinance does not resolve are employee parking, off-site parking and long term leasing. Deed restrictions and registration requirements with county are also of concerns to public hearing attendees.

Mayor McCann stated the new Village property purchase on Erie St. may alleviate some of the employee parking issues and create more customer parking behind the town hall. A general consensus agreed the proposed ordinance should not be accepted by Village Council and returned to the Planning Commission for alternative ideas and legislation.

The hearing closed at 10:21 AM on Proposed Ord. 1147-16.

The notices of the hearings were appropriately posted for more than 30 days. Proposed Ordinance 1147-16 was initiated by the Village of Put-in-Bay Planning Commission and was recommended to the Village Council to be adopted into legislation. The public hearing was conducted by Kelly A. Niese, Fiscal Officer / Clerk, on behalf of the Council of the Village of Put-in-Bay in accordance to law.

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Kelly A. Niese  
Fiscal Officer / Clerk  
Village of Put-in-Bay

Special Meeting of Council  
Monday, February 6, 2017  
8:55 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Monday, February 6, 2017, Mayor, Bernard Mack McCann, called the meeting to order at 8:58 AM.

Roll Call: Mr. McCann, here; Mr. Faris, here; Mrs. Dress, here; Mr. Cerny, here; Ms. Duggan, here;  
Mr. Koehler, absent.

**ORDINANCE 1149-17:**

Faris moved to hold the third and final reading of Ordinance 1149-17; Staffing Levels of the Village. Cerny seconded the motion. Council decided to add an amendment to include a time frame for holding staffing levels. Faris withdrew his motion. Cerny withdrew his second to the original motion. Cerny moved to amend Ordinance 1149-17 to include “for a period of 180 days from the effective date of this ordinance”. Faris seconded the motion. Roll Call: McCann, no; Faris, yes; Cerny, yes; Duggan, no; Dress, yes. Vote: 3-yes, 2-no. Motion carried.

Dress moved to amend Ordinance 1149-17 to include a section stating the council makes determination and decisions on employee hiring, terminations and lay-offs. Legal solicitor said the ordinance does not need to include text which explains this; council already has these powers. Dress rescinded her motion.

Faris moved to hold the third and final reading on Ordinance 1149-17 as amended; Addressing staffing levels. Cerny seconded the motion. Roll Call: Faris, yes; Dress, yes; Duggan, no; Cerny, yes; McCann, no. Vote: 3-yes, 2-no. Motion carried.

**ORDINANCE 1148-17:**

Mayor McCann asked council to consider if this proposed legislation may limit options if needed in the future by the restrictions of having one employee hold two positions.

Faris moved to table Ordinance 1148-17; Chief and Administrator positions to be held by separate individuals. Cerny seconded the motion. Roll Call: McCann, no; Cerny, yes; Dress, yes; Duggan, yes; Faris, yes. Vote: 4-yes, 1-no. Motion carried. Ordinance is tabled.

**ADJOURN:** Moved by McCann that we adjourn the Special Council Meeting. The motion was seconded by Duggan. Voice vote: All, yes. Motion carried at 9:33 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Committee Meeting – Water & Sewer  
Thursday, March 9, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Water and Sewer Committee of the Village of Put-in-Bay met for a meeting on Thursday, March 9, 2017 at 9:00 AM to discuss extra services, collection and process of outside waste, rates and fees, along with other utility projects.

Attendance: Joe Cerny, Jessica Dress, Fiscal Officer/Clerk Kelly Niese, Mayor Mack McCann, Michael McCann, Interim Administrator/Chief Riddle, Larry Knaser

Riddle informed the committee that he received an email from Gino Monaco – Ottawa County, regarding the township is to be reimbursed per the agreement for their connection fees from township water line, which new condos behind old Skyway (PIB Synergy Condos owned by Paul Jeris) owes. Riddle will be sure to get more information together and consult with Solicitor Wilber and Doug Knauer at the Utility Department.

Knaser is in attendance to talk about a business he started and has been recently using the Village wastewater treatment plant to dump sewage from area customers. These customers are not tied into the Village's system. His truck holds 1,500 gallons. The customer is charged \$29.00 per 1,000 gallons. He may drop off 3-4 times per week, unattended. Knaser stated that currently he unlocks the Village gate and logs his own dates and amounts dumped at the Village facilities. Riddle passed out pricing from other sanitation companies to compare fees/rates. Discussion took place pointing out benefits for Knaser, the customer and the Village. It is costly for customer to run the pipes and connect, so he is providing a less expensive solution. Yet it limits the potential growth and expansion of the Village systems. Discussion arose about the differences between aerator systems and septic, along with concerns of harming the Village system.

It is needed to find out if council would like to accept foreign waste from outside sources and how much to charge for the services. Expenses for the Village need to be recouped. Charging an appropriate amount and considering extra man hours to process, lab supplies and testing, sludge removal, etc. will need to be determined. Mayor McCann stated that the Village needs to find out more information and proposed speaking with the City of Sandusky and Ottawa County on how they conduct these types of business services. Riddle is to look into EPA limitations and how much waste is allowable with the Village permit.

MEETING ADJOURNED AT 10:20 AM.

Regular Meeting of Council  
Monday, March 13, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, March 13, 2017; it was called to order at 9:00 AM; Mayor McCann presided.

Roll Call: Mrs. Dress, here; Mr. Cerny, here; Ms. Duggan, here; Mr. McCann, here;  
Mr. Koehler, absent; Mr. Faris, absent.

**ORDINANCE 1150-17:**

Duggan moved to hold the second reading of Ordinance 1150-17; amending chapter 867 of the codified ordinances of the Village of Put-in-Bay including Quadricycles to the Pedicab section. Dress seconded the motion. Roll Call: McCann, yes; Duggan, yes; Cerny, yes; Dress, yes. Motion carried.

**ORDINANCE 1151-17:**

McCann introduced Ordinance 1151-17 to enter into the design process and bids with Poggemeyer for the HAB Water treatment improvements to include an ozone system.

Cerny moved that Ordinance 1151-17 be treated as an emergency reading. McCann seconded the motion. Roll Call: Cerny, yes; Dress, yes; McCann, yes; Duggan, yes. Motion carried.

Dress moved to waive the three reading rule on Ordinance 1151-17. Duggan seconded the motion. Roll Call: Duggan, yes; Dress, yes; McCann, yes; Cerny, yes. Motion carried.

Cerny moved Ordinance 1151-17, entering into the design process and bids with Poggemeyer for the HAB Water treatment improvements to include an ozone system go into immediate effect. Duggan seconded the motion. Roll Call: Dress, yes; Cerny, yes; Duggan, yes; McCann, yes. Motion carried.

**MINUTES:**

Cerny requested to strike comments in two sections from the minutes of Feb. 17. Cerny moved to approve and accept the minutes of the Regular council meeting of February 17, 2016 as corrected. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**MINUTES OF SPECIAL COUNCIL MEETING:**

Dress moved to accept and approve the minutes of the special council meeting from February 6, 2017. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**FINANCIALS:**

Cerny moved to approve all January 2017 financial statements, bills, purchase orders, payments and appropriations submitted. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**LETTERS AND MATERIALS:**

Duggan moved to accept all letters and materials submitted to the Village for the month of February 2017. Cerny seconded the motion. Voice vote; All, yes. Motion carried.

**2016 CLERK'S REPORT:**

Dress brought to the Fiscal Officer's attention that on page 14 the enterprise funds were not totaled but rather carried over balances. The Fiscal Officer will review the report and make necessary changes.



**PD RESIGNATION:**

Dress moved to accept the resignation letter from full-time police officer Tyler Dankovich. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**HIRING OF TWO NEW FULL-TIME POLICE OFFICERS:**

Chief Riddle asked council to hire two new police officers. Duggan moved to hire Doug Miller as a Lieutenant full-time in the police department at \$52,000.00 annual salary and Michael Taylor as a Corporal full-time in the police department at \$40,000.00 annual salary. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**DOCKAGE RATES:**

Cerny moved to amend the 2017 dockage rates. Duggan seconded the motion. Council determined to adapt special weekday overnight rates of \$2.00 per foot from Sunday after 6:00pm through Thursday before 6:00pm. Day passes shall be available weekdays until 6:00pm at a 7.5% increase rounded up to the nearest dollar (day passes are not valid Fridays, Saturdays, or Holidays). Weekend rates will be \$2.50 per foot. Jet ski and dinghy rates will be \$6.00 per vessel. Duggan moved to approve the rates set forth by council. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**ZONING INSPECTOR:**

McCann moved to hire Todd Bickley for zoning inspector for the Village of Put-in-Bay and wage will follow the salary ordinance. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**SALVATION ARMY EVENT:**

Duggan moved to approve the annual Christmas in July donation fundraiser for the Salvation Army and for it to be held in the town hall July 21-23, 2017. McCann seconded the motion. Voice vote; All, yes. Motion carried.

**NEW BUSINESS LICENSES:**

Cerny moved to approve a new business license for Bob Gatewood to run a guesthouse at 222 N. Toledo. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

McCann moved to approve a new business license for Bob Gatewood to rent golf carts at the same location as the guesthouse. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**ADMINISTRATOR REPORT:**

Manhole repairs are needed on Delaware. Street paving needed on Delaware between Hartford and Toledo and is estimated at \$97,000.00. This was discussed last year and plans for bids would be needed. Riddle referred to Fiscal Officer and they both advised council the funding for all the upcoming projects would not be feasible this year.

**BIDS ON MANHOLE REPAIRS:**

Dress moved to collect bids on the manhole on Delaware Ave. which is in need of repairs. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**PLANS TO BID BLACKTOP STREET WORK:**

Duggan moved to approve Poggemeyer to draw plans for bidding blacktop on Delaware from Hartford to Toledo so it is prepared for a later date. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**CHIEF’S REPORT:**

Riddle is working at revising the way tickets are passed out to the officers. He wants to assign them and have each officer sign out a book at a time to ensure accountability and justify any voided tickets. Riddle is also asking for basic furnishings for the new property at 248 Erie if it is to house police department summer staff. He is asking for council to consider \$7,000.00 for beds, dressers, table & chairs, pots & pans, etc.

**HOUSING FURNISHINGS:**

Dress moved to allow a budget of \$7,000.00 from the police department operations to furnish the house on Erie. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**PUBLIC PARTICIPATION:**

John Ladd expressed interest in uses of the new property on Erie and parking discussions. Mayor McCann invited him to join the committee meeting being held on Thursday, March 16<sup>th</sup>.

**COMMITTEE REPORTS:**

Dress asked Mayor McCann if he spoke with Brady Sign Co. about getting signage for the front of the town hall. He has not yet. Dress also noted that shower revenue was down this past year.

Dress moved to adjourn the regular meeting. Cerny seconded the motion. Voice vote; All, yes. Motion carried at 9:54 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Committee Meeting – Property/Projects/Town Hall  
Thursday, March 16, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Property/Projects/Town Hall Committee of the Village of Put-in-Bay met for a meeting on Thursday, March 16, 2017 at 9:00 AM to discuss parking issues and tenant lease agreements.

Attendance: DeeDee Duggan, Joe Cerny, Jessica Dress, Fiscal Officer/Clerk Niese, Mayor McCann,  
Interim Administrator/Chief Riddle

**HOUSING AGREEMENT:**

The committee reviewed the housing agreement and agreed to recommend to council changes. The changes include adding other services provided by the Village; eliminating bicycles by changing to motorized vehicles with attached fuel tanks; no outdoor grill within 10 feet of structure; “employer” takes on certain repairs; employee is to notify Village immediately if repairs are needed; upon vacating the unit it should be left in same or better conditions as when last inspected in October 2016. Also, if an employee wishes to bring in a long-term tenant they must register with the council clerk.

**PARKING:**

Estimates from different vendors for metered parking were passed to the committee members. Kiosks or ticket stations may be a way to bring in revenue. Also, the idea of working with local golf cart rental businesses to collect a parking fee, were discussed. A percentage or incentive to the business helping to sell parking may be worth the work involved. Concerns of state gross receipt sales tax for businesses may deter from cooperation.

Parking on all Village streets and the parking lot behind town hall along with parking on the property at 248 Erie could generate funds. The police department would need to staff a “meter maid”. Seasonal parking stickers, tags or hangers along with employee vs. residential rates for a parking passes were also mentioned. Concerns of tickets or other items which may be stolen out of one golf cart and used in another is an issue.

The committee agreed to look into an ordinance for angled parking closest to the DeRivera Park and on-way traffic down Delaware from Catawba to Toledo. This information should be submitted to Wilber for draft.

Items still needed to be determined: Collections; who will do transactions, how are they collected, how it is tracked  
Enforcement; additional staffing, ticketing, parking ordinance  
Appearance; meters, gates, kiosks, modern or Victorian décor  
Value; how much is a parking spot is worth if rented for season  
Parking plan; best idea for the Village, convenience, technology needed

MEETING ADJOURNED AT 10:52 AM.

Committee Meeting – Utilities  
Thursday, April 6, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Water/Sewer Committee of the Village of Put-in-Bay met for a meeting on Thursday, April 6, 2017 at 9:00 AM to discuss rates for extra services, sewer assessments and schedule of fees.  
No action was taken at the meeting.

Attendance: Jessica Dress, Jeff Koehler, Michael McCann, Fiscal Officer/Clerk Niese, Mayor McCann, Interim Administrator/Chief Riddle, Doug Knauer

Goals are to decide if the Village is willing to continue taking in outside sludge into sewer plant for processing, if so, determine costs to provide this service.

Discussion took place to continue talks about outside services.

Items still needed to be determined:     actual cost to treat 1,000 gallons of sludge  
  if a sewer impact fee should be incorporated into pricing for the outside customers  
  how to regulate disposal into sewer system to ensure no septic is being dumped  
  guidelines and requirements needed: ex. times to deliver, protocol for drop offs  
  establish prices for extra services, collection methods and other rules needed

MEETING ADJOURNED AT 10:45 AM.

Regular Meeting of Council  
Monday, April 10, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, April 10, 2017; it was called to order at 9:00 AM; Mayor McCann presided.

**Roll Call:**

Ms. Duggan, here; Mrs. Dress, here; Mr. McCann, here; Mr. Cerny, here; Mr. Koehler, here; Mr. Faris, here.

**ORDINANCE 1150-17:**

Duggan moved to hold the third and final reading of Ordinance 1150-17; amending chapter 867 of the codified ordinances of the Village of Put-in-Bay including Quadricycles to the Pedicab section. Dress seconded the motion. Roll Call: Dress, yes; Cerny, yes; Koehler, yes; Duggan, yes; McCann, yes; Faris, no. Vote: 5 yes, 1 no. Motion carried.

**AMENDMENT TO AGENDA:**

Faris moved to amend today's meeting agenda to reinstate Ordinance 1148-17 (Separating Chief and Administrator positions) for final reading. Dress seconded the motion. Roll Call: Cerny, yes; Koehler, yes; Faris, yes; Duggan, yes; McCann, no; Dress, yes. Vote: 5 yes, 1 no. Motion carried.

**ORDINANCE 1148-17:**

Faris moved to hold the third and final reading of Ordinance 1148-17 to separate the positions of police chief and village administrators so not to be held by one person. Dress seconded the motion. Roll Call: Faris, yes; Cerny, yes; Koehler, yes; McCann, no; Duggan, yes; Dress, yes. Vote: 5 yes, 1 no. Motion carried.

**MINUTES:**

Dress moved to approve and accept the minutes of the Regular council meeting of March 13, 2017. Cerny seconded the motion. Voice vote; All, yes. Motion carried.

**NOTES OF COMMITTEE MEETINGS:**

Koehler moved to accept and approve the Utilities committee meeting from March 9, 2017. McCann seconded the motion. Voice vote; All, yes. Motion carried.

Duggan moved to accept and approve the Streets/Safety and Property/Projects committee meeting from March 16, 2017. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**FINANCIALS:**

Faris moved to approve all February 2017 financial statements, bills, purchase orders, payments and appropriations submitted. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**LETTERS AND MATERIALS:**

Faris moved to accept all letters and materials submitted to the Village for the month of March 2017. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**CO-OP AGREEMENT DISTRIBUTIONS:**

Faris moved to pay out the utility distributions from the 2016 revenues to the Cotton Clan (\$9,278.50), Morgan Park (\$2,423.46), OSU (\$6,319.82) and Chan Stevens (\$5,950.21). Dress seconded the motion. Roll Call: McCann, yes; Duggan, abstained; Cerny, yes; Dress, yes; Faris, yes; Koehler, yes. Motion carried.

**MANHOLE WORK ON DELAWARE:**

Duggan moved to accept the estimate provided by Put-in-Bay Investments for manhole work in sewer on Delaware for \$10,640.00. Faris seconded the motion. Other bids were asked for, but only one came in. Roll Call: Cerny, yes; Faris, yes; Koehler, yes; Dress, yes; Duggan, yes; McCann, yes. Motion carried.

**CONNECTION FEE PAYMENT TO OTTAWA COUNTY:**

Koehler moved to send the payment in to Ottawa County for the Synergy Condos tap in fees for \$47,250.00 based on the expansion line agreement and to appropriate the money from the General Fund into water operating (5101-850-790-0000) for payment. Duggan seconded the motion. Roll Call: Koehler, yes; Dress, yes; Duggan, yes; McCann, yes; Cerny, yes; Faris, yes. Motion carried.

**SUNMERGED DOCKAGE AGREEMENT WITH DERIVERA PARK:**

Duggan moved to pay DeRivera Park Trustees \$1,856.33 for their portion of the 2016 dockage revenue to satisfy the submerged lease agreement. Cerny seconded the motion. Roll Call: Cerny, yes; Faris, abstained; McCann, yes; Dress, yes; Duggan, yes; Koehler, yes. Motion carried.

**MILLER BOAT LINE SEASON PASSES – PD:**

Faris moved to approve (4) season passes for 2017 to the full-time police officers. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**HOUSING AGREEMENTS:**

Koehler moved to request Solicitor Wilber draft the housing agreement into an ordinance form. Cerny seconded the motion. Voice vote; All, yes. Motion carried.

**ZONING CLERK STIPEND:**

Duggan moved to increase the zoning clerk's annual stipend to \$2,500.00 and to include on the salary ordinance amendment 1152-17. Faris seconded the motion. Roll Call: Faris, yes; McCann, yes; Duggan, yes; Koehler, yes; Dress, yes; Cerny, yes. Motion carried.

**UTILITY CUSTOMER REQUESTS:**

Faris moved to forgive Jane McCallister's sewer penalties in the amount of \$1,863.33. Koehler seconded the motion. The meter stopped running last fall, water may have been left on, she paid for the usage. Roll Call: Dress, no; Cerny, yes; Faris, yes; McCann, no; Koehler, yes; Duggan, yes. Vote: 4 yes, 2 no. Motion carried.

Faris moved to refund Bob Bransome \$119.88 for the credit which was on the utilities account after selling Ashley's Island House. Koehler seconded the motion. Roll Call: Dress, yes; Faris, yes; Koehler, yes; Duggan, yes; McCann, yes; Cerny, yes. Motion carried.

**ORDINANCE 1152-17:**

Koehler introduced Ordinance 1152-17 to amend the salary ordinance to include tipped employees. Cerny asked Solicitor Wilber to provide supporting documentation regarding his telephone inquiry with the Ohio Ethics Commission and moved to include the zoning stipend to the ordinance. Koehler seconded this motion. Voice vote; All, yes. Motion carried.

**ORDINANCE 1153-17:**

Faris introduced Ordinance 1153-17 to amend Chapter 858 of the Village of Put-in-Bay Codified Ordinances to include criminal prosecution for non-compliant regarding rental vehicle license fee.

**LETTER SUPPORTING FEDERAL FUNDING:**

Faris presented a letter asking Ohio representatives and governor Kasich to fight threatened federal cut backs for the Great Lakes. Cerny moved to send signed letters from the Mayor and Council. Faris seconded the motion. Voice vote; All, yes. Motion carried.

**2017 POLICE DEPARTMENT ROSTER:**

Faris moved to approve the 2017 police department roster. Dress seconded the motion. Roll Call: Cerny, yes; Dress, yes; Koehler, yes; McCann, yes; Duggan, yes.

Faris asked Chief Riddle if he was preparing for X-mas in July and to ensure all necessary officials are notified for extra support.

**ADMINISTRATOR REPORT:**

Tom Brock from Poggemeyer Design Group will be holding a meeting to discuss progress of ozone plans Monday, May 1<sup>st</sup> at 1:00pm here at town hall. Cerny talked with DeZeeuw from the water plant about obtaining a loan to move forward with ozone. Riddle stated that the Village is waiting on EPA and this can be a lengthy process. Mr. Brock will be here to explain and answer questions.

**LEGAL REPORT:**

Sick leave and secondary employment information was previously handed out to council for review and to determine how to proceed. A letter was sent to the Toledo Yacht Club regarding the unpaid contract from 2016 Mills Race. Information was provided to the council and left it to their discussion if they wanted to join with the county to collect a \$5.00 vehicle license permissive tax.

**PUBLIC PARTICIPATION:**

Joan Booker is in support of sending letter to representatives regarding proposed federal tax cuts for Lake Erie. Marv Booker asked the Police Department for help asking Coast Guard to move out of the business way when conducting checks because it congests docks during busy times. Booker also inquired about the agreement and deposit left with the Village regarding access to the adjacent lot and gate or fence removal. He asked to look into Hooligans or Todd Blumensaadt contract with the Village back about 6-8 years ago. John Ladd asked about parking plans and concerned about traffic flow on Erie Street if new Village property is intended for parking.

**MAYOR'S REPORT:**

Trash compactor discussion came up in zoning. Mayor McCann is concerned about the offensive odors and the garbage trucks damaging the streets. He feels an ordinance is needed to ensure commercial dumpsters and compactors are mandated to empty a minimum of once a week throughout the summer and to use a deodorizer.

**SICK TIME BENEFITS:**

Cerny asked about the issue with accrued sick time. Wilber receive a letter from an attorney representing an employee regarding accrued sick time. There is a discrepancy between the salary ordinance and policies and procedure manual. Wilber has given information to council for review.

**COMMITTEE REPORTS:**

**OUTSIDE SEWER SERVICES**

Koehler stated the Utilities committee held a meeting last Thursday and will move to allow the continuance of accepting outside sewage by Knaser until cost analysis is complete. Cerny seconded the motion. Roll Call: Duggan, abstained; Koehler, yes; McCann, no; Faris, yes; Dress, yes; Cerny, yes. Vote: 4 yes, 1 no, 1 abstained. Motion carried.

McCann moved to increase fee charged from (previously unapproved \$29.00) to \$50.00 per 1,000 gallons. Koehler seconded the motion. Roll Call: McCann, yes; Dress, yes; Cerny, yes; Faris, yes; Duggan, abstained, Koehler, yes. Motion carried.

**PUBLIC PARTICIPATION:**

Carl Thompson asked to re-open public participation to request the taxi ordinance be amended to increase so he can start a transportation business on the island. He is a limo driver who currently brings customers over to the island on weekends from the mainland. He would like to run two shuttle taxis but the current ordinance only allows for 6 companies and limits taxis to 36.

**NEW ADMINISTRATOR NEEDED:**

Faris moved to encourage the Mayor to review the previous application for Joe Cerny for the administrator position. Koehler seconded the motion. Roll Call: Koehler, yes; Faris, yes; McCann, no; Dress, yes; Cerny, abstained; Duggan, yes. Vote: 4 yes, 1 no, 1 abstained. Motion carried.

**SEWER ASSESSMENTS:**

Faris stated that based on the Performance Audit done in 2015, the Village is still owed about \$400,000.00 in outstanding sewer assessments. He questioned why the obligations were never billed. Riddle said Poggemeyer is coming this season to update and all the businesses which were upgraded (not new businesses which were billed) will be notified. This was one of the reasons for employee changes and he was brought on to correct.

**DRAFTING OF ADMINISTRATOR JOB DESCRIPTION:**

Koehler moved to have Solicitor Wilber draft a job description based in the Ohio Revised Code. Mayor asked to discuss with committee to define guidelines, duties and job description. Dress seconded Koehler’s motion. Roll Call: Koehler, yes; McCann, no; Cerny, abstained; Duggan, yes; Dress, yes; Faris, yes. Vote: 4 yes, 1 no, 1 abstained. Motion carried.

**PUBLIC PARTICIPATION:**

Heidi Ladd stated she would like to attend the committee meeting on policies and procedures regarding the employee handbook, and to discuss secondary employment. Koehler said he would like to get with her before they hold a meeting.

**COMMITTEE MEETING:**

Dress requested a committee meeting for parking and property uses on Thursday, April 13, 2017 at 9:00am. Clerk Niese will post notification. Dress would like to review the study done by Kent State students years ago, for possible ideas on parking, traffic and other suggestions. Faris may be able to provide copies from CDs.

McCann moved to adjourn the regular meeting. Faris seconded the motion. Voice vote; All, yes. Motion carried at 10:37 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer



Committee Meeting – Property/Projects/Town Hall  
Thursday, April 13, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Property/Projects/Town Hall Committee of the Village of Put-in-Bay met for a meeting on Thursday, April 13, 2017 at 9:10 AM to discuss off-street parking and property uses.

Attendance: Joe Cerny (as a citizen), Jessica Dress, Fiscal Officer/Clerk Niese, Jeff Koehler

**PARKING:**

One-way traffic flow on Delaware Ave. starting at Catawba down to Toledo Ave. was discussed. Golf cart angled parking spaces (if 6ft. X 12ft. at 60\* angle) could potentially get 150-175 spots along the park side down Delaware. Handicap spots and locations would need to be determined.

Restructuring the parking lot behind the town hall could maximize usage. Too much wasted space in the lot, it could possibly double the spots if routed better with more lanes.  
Committee is split on creating paid parking on streets in Village.

New property on Erie was discussed for possible uses. Committee may want to look into a special assessment for project or improvements in the future. Committee would like to reopen negotiations to sell off portions of the property to the PIB School and EMS/Township.

Committee would like to have a trial period on one-way traffic to see how well it works. Suggested the trial to start Victoria weekend for a month.

Create 3 hour parking limit behind town hall to help open parking spaces.

MEETING ADJOURNED AT 10:30 AM.

Regular Meeting of Council  
Monday, May 8, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, May 8, 2017; it was called to order at 9:00 AM; Mayor McCann presided.

Roll Call: Mr. McCann, here; Mr. Faris, here; Mr. Koehler, absent at roll call-did arrive at 9:03am; Mrs. Dress, here; Ms. Duggan, here.

**COUNCIL RESIGNATION – CERNY:**

Duggan moved to accept the resignation letter from Joe Cerny stepping down from council seat. McCann seconded the motion. Roll Call: Duggan, yes; Faris, yes; McCann, yes; Dress, yes. Motion carried.

Koehler entered the regular meeting at 9:03 am.

**OPEN NOMINATIONS FOR VACANT COUNCIL SEAT:**

Mayor McCann opened nominations to the public with an interest in serving on council. Paula Ladd (484 Catawba Ave.) and Philip “Tip” Boyles (234 Delaware Ave.) both came forth. To vie for the council seat and speak first, a random draw determined Paula Ladd went first. After expressing interest to council from Mrs. Ladd, Mr. Boyles withdrew. Faris moved to accept the nomination of Paula Ladd for Village Council seat vacated by Mr. Cerny. Koehler seconded the motion. Roll Call: Koehler, yes; Duggan, yes; Faris, yes; McCann, yes; Dress, yes. Motion carried.

**ORDINANCE 1152-17:**

Dress introduced Ordinance 1152-17 to amend the salary ordinance and to move as an emergency. Dress moved to waive the three reading rule. The motion was seconded by Faris. Discussion was had by council to seeking additional information from Solicitor Wilber. All motions were withdrawn. Dress moved to introduce Ordinance 1152-17 to amend the salary ordinance. Ord. 1152-17 was introduced.

**ORDINANCE 1153-17:**

Duggan moved to hold the second reading on Ordinance 1153-17 to amend Chapter 858 of the Village of Put-in-Bay Codified Ordinances to include criminal prosecution for non-compliant regarding rental vehicle license fee. Dress seconded the motion. Roll Call: Koehler, yes; Duggan, yes; Dress, yes; Faris, yes; McCann, yes. Motion carried.

**OATH GIVEN TO NEW COUNCIL:**

Legal counsel G. Wilber swore in Mrs. Paula Ladd as new council member.

**MINUTES:**

Koehler moved to approve and accept the minutes of the Regular council meeting of April 10, 2017. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**NOTES OF COMMITTEE MEETINGS:**

Dress moved to accept and approve the Utilities committee meeting from April 6, 2017. McCann seconded the motion. Voice vote; All, yes. Motion carried.

Koehler moved to accept and approve the Property/Projects/Townhall committee meeting from April 13, 2017. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**FINANCIALS:**

Faris moved to approve all March 2017 financial statements, bills, purchase orders, payments and appropriations submitted. Duggan seconded the motion. Voice vote; All, yes. Motion carried.

**LETTERS AND MATERIALS:**

Faris moved to accept all letters and materials submitted to the Village for the month of April 2017. Ladd seconded the motion. Voice vote; All, yes. Motion carried.

**AMERICAN RED CROSS ANNUAL EVENT:**

Faris moved to approve the annual Red Cross Blood Drive in the Townhall on July 11, 2017 from 10am-4pm. Duggan seconded the motion. Voice vote: All, yes. Motion carried.

**GARDEN CLUB:**

Faris moved to approve the Garden Club's request to purchase flowers for the planters around the Bath house in the amount of \$538.74. Koehler seconded the motion. Voice vote: All, yes. Motion carried.

**AMERICAN LEGION:**

Koehler moved to approve a donation request by the PIB American Legion for Memorial Day celebrations in the amount of \$500.00. Duggan seconded the motion. Voice vote: All, yes. Motion carried.

**SEMI-ANNUAL GENERAL LIABILITY INSURANCE:**

Faris moved to pay the semi-annual Ohio Municipal Joint Self-Insurance premium in the amount of \$37,053.00. Koehler seconded the motion. Roll Call: Dress, yes; Koehler, yes; Duggan, yes; Ladd, yes; McCann, yes; Faris, yes. Motion carried.

**WATER PLANT – FILTER MEDIA:**

Duggan moved to purchase filter media for the Water Department from Fairmont Minerals/Best Sands Co. in the amount of \$15,000.00. McCann seconded the motion. Roll Call: Duggan, yes; Koehler, yes; Dress, yes; McCann, yes; Ladd, yes; Faris, yes. Motion carried.

**SEWER PLANT – LIFT STATION PUMP:**

Koehler moved to purchase a backup pump for the Bath St. lift station from Buckeye Pumps in the amount of \$6,000.00. Dress seconded the motion. Roll Call: Faris, yes; Ladd, yes; Duggan, yes; McCann, yes; Koehler, yes; Dress, yes. Motion carried.

**STREET PAINTING/STRIPING:**

Duggan moved to approve Zimmerman Painting Co. to stripe streets and crosswalks in the amount of \$14,000.00. Ladd seconded the motion. Roll Call: Dress, yes; Duggan, yes; Faris, yes; Ladd, yes; McCann, yes; Koehler, yes. Motion carried. Faris suggested the Village may want to look into buying equipment to do in ourselves in the future.

**RENTAL OF TEMPORARY OZONE UNIT:**

Based on a recommendation from Poggemeyer meeting, Riddle explained while we are still awaiting EPA approval to move forward with HAB ozone project, the Village should consider a temporary ozone unit for the summer. A company called Blue-Green would bring one over on a trailer for \$8,000.00 per month (oxygen needed would be purchased separately). Poggemeyer also said the money spent on this temporary unit would go towards the purchase of the complete system. This unit would only be used as a cross-over backup system for the season until the permanent ozone system is built in the water plant. The Mayor recommended limiting the rental agreement to five months to cover the high algae bloom season. Koehler moved to pursue the temporary ozone unit with funds approved not no exceed \$45,000.00 and to use the system as long as Poggemeyer recommends. Faris seconded the motion. Roll Call: Ladd, yes; Koehler, yes; Dress, yes; Faris, yes; Duggan, yes; McCann, yes. Motion carried.

**MAYOR'S REPORT:**

Mayor McCann recommended that committees meet for additional discussions on extra outside sewer services and one-way street traffic.

**ORDINANCE 1154-17:**

Dress introduced Ordinance 1154-17 which limits the Townhall parking lot to three hours.

**TAXI BUSINESSES:**

No action was taken from a public request to amend the ordinance to increase number of companies and taxi licenses permitted within the Village.

**ORDINANCE 1155-17:**

Faris moved to introduce Ordinance 1155-17 which regulates trash compactors and commercial dumpsters.

**ORDINANCE 1156-17:**

Faris initially moved to decline participating in the county permissive license fee legislation. Koehler seconded the motion. Solicitor Wilber explained the county will still collect the fees. After clarifications and in the best interest of the Village, both councilmen withdrew their previous motions. Faris moved to introduced Ordinance 1156-17 for Ottawa County to collect a permissive license fee on behalf of the Village it will be distributed into the Village's special road construction and repair fund. Koehler moved to waive the three readings on Ordinance 1156-17. McCann seconded the motion. Roll Call: McCann, yes; Faris, yes; Duggan, yes; Koehler, yes; Dress, yes; Ladd, yes. Motion carried. Koehler moved to have Ordinance 1156-17 adopted into legislation immediately. Duggan seconded the motion. Roll Call: Dress, yes; Koehler, yes; Faris, yes; Duggan, yes; McCann, yes; Ladd, yes. Motion carried.

**ADMINISTRATOR POSITION:**

Faris moved to post the open position seeking a Village Administrator and advertise in at least one newspaper. Koehler seconded the motion. The job description Mr. Wilber drafted was passed out to council. Voice vote: All, yes. Motion carried.

**LETTER FOR TOWNHALL DONATIONS:**

Dress moved to approve a letter seeking donations to help build up the town hall capital improvement building and maintenance fund. Ladd seconded the motion. Roll Call: Duggan, yes; Ladd, yes; Koehler, yes; Faris, no; McCann, yes; Dress, yes. Vote: 5-yes, 1-no. Motion carried.

**RE-OPEN PROPERTY NEGOTIATIONS:**

Dress moved to appoint Koehler to re-open negotiations with the PIB School and PIB Township/EMS in splitting the 248 Erie property. Faris seconded the motion. Voice vote: All, yes. Motion carried.

**PRESIDENT PRO-TEMPORE:**

Faris moved to nominate Dress as president of council due to the vacant seat left by Cerny. Ladd seconded the motion. Roll Call: Faris, yes; Duggan, yes; McCann, yes; Ladd, yes; Koehler, yes; Dress, abstain. Motion carried.

**COMMITTEE REPORTS:**

Koehler asked what some of the intended purposes would be for the 248 Erie property. Council ideas were to sell off portions to school and township, move impound lot to allow more parking spaces at back of townhall lot, utilize large unit to store PD vehicles and other large Village equipment protected and locked, seasonal paid parking spots, possible dog park. Faris moved to hold a public hearing before any physical changes, such as construction of parking lot, cutting trees, building fences, etc. are to happen at 248 Erie property. Dress seconded the motion. Roll Call: Faris, yes; Dress, yes; Duggan, yes; Koehler, yes; Ladd, yes; McCann, no. Vote: 5-yes, 1-no. Motion carried.

**PUBLIC PARTICIPATION:**

Opportunity for public, no one spoke.

**EXECUTIVE SESSION:**

Dress moved to enter into executive session to discuss with legal counsel the employment, continued employment, discipline and complaints of a public employee and/or official. Duggan seconded the motion. Roll Call: Duggan, yes; Koehler, yes; Faris, yes; Ladd, yes; McCann, yes; Dress, yes. Motion carried at 10:03am.

Faris moved to come out of executive session and re-enter the regular council meeting at 10:45am. Duggan seconded the motion. Roll Call: Ladd, yes; Duggan, yes; Dress, yes; Faris, yes; Koehler, yes; McCann, yes. Motion carried.

**CONTRACT LEGAL FIRM:**

Faris moved to hire the Toledo legal firm of Spengler Nathanson to conduct an investigation and to assist with labor and employment law services. Duggan seconded the motion. Roll Call: McCann, yes; Ladd, yes; Faris, yes; Koehler, yes; Duggan, yes; Dress, yes. Motion carried.

**ORDINANCE 1157-17:**

Faris moved to introduce Ordinance 1157-17 as an emergency to retain Spengler Nathanson for legal services. Faris moved have Ordinance 1157-17 read as an emergency. Duggan seconded the motion. Roll Call: McCann, yes; Ladd, yes; Koehler, yes; Duggan, yes; Dress, yes; Faris, yes. Motion carried.

Faris moved to waive the three reading rule on Ordinance 1157-17. Ladd seconded the motion. Roll Call: Koehler, yes; Dress, yes; Faris, yes; Duggan, yes; McCann, yes; Ladd, yes. Motion carried.

Faris moved that Ordinance 1157-17 go into immediate effect. Koehler seconded the motion. Roll Call: Duggan, yes; McCann, yes; Ladd, yes; Faris, yes; Koehler, yes; Dress, yes. Motion carried.

**LEGAL REPRESENTATION:**

Faris moved to hire outside legal representation recommended by Solicitor Wilber for Chief Riddle for a complaint in an Ottawa County court hearing. Duggan seconded the motion. Roll Call: Dress, yes; Koehler, yes; Faris, yes; Duggan, yes; McCann, yes; Ladd, yes. Motion carried.

Faris moved to reimburse Lt. Doug Miller for retainer to legal counsel and cover any additional costs for a complaint in an Ottawa County court hearing. Duggan seconded the motion. Roll Call: Ladd, yes; Dress, yes; Faris, yes; Duggan, yes; McCann, yes; Koehler, yes. Motion carried.

Koehler moved to adjourn the regular meeting. McCann seconded the motion. Voice vote; All, yes. Motion carried at 10:53 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Monday, May 15, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Monday, May 15, 2017, Mayor Bernard Mack McCann, called the meeting to order at 9:00 AM.

Roll Call: Ms. Duggan, here; Mr. Koehler, here; Mr. McCann, here; Mr. Faris, absent; Mrs. Ladd, here; Mrs. Dress, here.

**BLACK TOP PAVING ON VICTORY AVE.:**

Koehler moved to contract Precision Paving for black top paving on roadway to complete waterline work in the amount of \$28,450.00 half from special street construction and repair fund and other half from water operating fund. McCann seconded the motion. Roll Call: Koehler, yes; Ladd, yes; Duggan, yes; Dress, yes; McCann, yes. Motion carried.

**ORDINANCE 1152-17:**

Duggan moved to hold the second reading on Ordinance 1152-17 to amend the salary ordinance. Dress seconded the motion. Roll Call: Dress, yes; Ladd, yes; McCann, yes; Duggan, yes; Koehler, yes. Motion carried.

**ORDINANCE 1153-17:**

Dress moved to hold the third and final reading of Ordinance 1153-17 amending Ch. 858 of the Codified Ordinances of the Village of Put-in-Bay to include the enforcement of non-compliant rental vehicle fees. Ladd seconded the motion. Roll Call: Duggan, yes; Koehler, yes; Ladd, yes; McCann, yes; Dress, yes. Motion carried.

**ORDINANCE 1154-17:**

Duggan moved to hold the second reading on Ordinance 1154-17 to establish three hour parking limitations on the townhall parking lot. Ladd seconded the motion. Roll Call: Dress, yes; Ladd, yes; Duggan, yes; Koehler, yes; McCann, yes. Motion carried.

**ORDINANCE 1155-17:**

Koehler moved to hold the second reading of Ordinance 1155-17 establishing requirements for the servicing of business and commercial waste containers, trash compactors and dumpsters. McCann seconded the motion. Roll Call: McCann, yes; Duggan, yes; Koehler, yes; Ladd, yes; Dress, yes. Motion carried.

**ADJOURN:** Moved by Duggan that we adjourn the Special Council Meeting. The motion was seconded by McCann. Voice vote: All, yes. Motion carried at 9:15 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Friday, June 2, 2017  
1:00 PM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Friday, June 2, 2017, Mayor Bernard Mack McCann, called the meeting to order at 1:00 PM.

Roll Call: Mr. Faris, here; Mrs. Dress, absent; Mr. Koehler, here; Mr. McCann, here; Ms. Duggan, here; Mrs. Ladd, here.

**STREET WORK-REMOVAL OF OLD BLACKTOP:**

Faris moved to approve \$18,300.00 for Eco Pave Ohio to remove, grade and haul off the island a 9,000 sq. ft. portion of the road on Delaware between Hartford and Toledo. Duggan seconded the motion. Roll Call: Faris, yes; Duggan, yes; McCann, yes; Koehler, yes; Ladd, yes. Motion carried.

**BLACK TOP PAVING ON DELAWARE AVE.:**

Duggan moved to contract Precision Paving for black top paving on roadway to complete work on Delaware between Hartford and Toledo in the amount of \$36,985.00. Ladd seconded the motion. Roll Call: Ladd, yes; Duggan, yes; Koehler, yes; McCann, yes; Faris, yes. Motion carried.

**MILLS RACE:**

Faris moved that the Village not enter into any further negotiations for the Mills Race event until the 2016 contract is paid in full and that if it is paid in full, half payment is required when a contract is signed and the final half is paid upon arrival of event. Koehler seconded the motion. Roll Call: Koehler, yes; Faris, yes; Duggan, yes; Ladd, yes; McCann, yes. Motion carried.

**TALL SHIP MADELINE:**

Koehler moved to allow the PIB Chamber’s request to host the Tall Ship “Madeline” on the outside of “C” dock at no cost on the dates asked (July 2-4 and July 10-12). Ladd seconded the motion. Roll Call: Duggan, yes; Ladd, yes; Koehler, yes; McCann, yes; Faris, yes. Motion carried.

**ORDINANCE 1154-17:**

Faris moved to hold the third and final reading on Ordinance 1154-17 to establish three hour parking limitations on the townhall parking lot. McCann seconded the motion. Roll Call: Duggan, yes; Koehler, yes; McCann, yes; Faris, yes; Ladd, yes. Motion carried.

**ORDINANCE 1155-17:**

Faris moved to hold the third and final reading of Ordinance 1155-17 establishing requirements for the servicing of business and commercial waste containers, trash compactors and dumpsters. Duggan seconded the motion. Roll Call: Faris, yes; Ladd, yes; McCann, yes; Duggan, yes; Koehler, yes. Motion carried.

**ADJOURN:** Moved by McCann that we adjourn the Special Council Meeting. The motion was seconded by Koehler. Voice vote: All, yes. Motion carried at 1:27 PM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Friday, June 9, 2017  
1:00 PM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Friday, June 9, 2017 in the Town Hall for the purpose of conducting an executive session to conference with the Village’s attorney, George Wilber concerning disputes involving the Village that are subject to pending court actions. Also, for the further purpose of taking official action on an Ordinance authorizing the employment of special counsel for the Village regarding matters that are subject of pending court actions.

Mayor Bernard Mack McCann called the meeting to order at 1:08 PM.

Roll Call:

Mr. McCann, here; Mr. Faris, here; Mrs. Ladd, here; Ms. Duggan, here; Mrs. Dress, absent; Mr. Koehler, here.

**EXECUTIVE SESSION:**

Faris moved to enter into executive session to discuss pending litigation with legal counsel. Duggan seconded the motion. Roll call: McCann, yes; Faris, yes; Duggan, yes; Koehler, yes; Ladd, yes. Motion carried at 1:10pm.

Faris moved to come out of executive session and re-enter the special council meeting. Ladd seconded the motion. Roll Call: Koehler, yes; McCann, yes; Ladd, yes; Faris, yes; Duggan, yes. Motion carried at 1:17pm.

**ORDINANCE 1159-17:**

Faris moved to introduce Ordinance 1159-17, Authorizing the employment of special legal counsel and entering an agreement with attorney Fritz Byers of Toledo for legal services for the Village.

Faris moved Ordinance 1159-17 be declared an emergency. McCann seconded the motion. Roll Call: Duggan, yes; Faris, yes; Koehler, yes; Ladd, yes; McCann, yes. Motion carried.

Moved by Faris to waive the three reading rule on Ordinance 1159-17 and was seconded by Duggan. Roll Call: McCann, yes; Duggan, yes; Ladd, yes; Koehler, yes; Faris, yes. Motion carried.

Faris moved that Ordinance 1159-17 go into immediate effect. Duggan seconded the motion. Roll Call: McCann, yes; Duggan, yes; Faris, yes; Ladd, yes; Koehler, yes. Motion carried.

**LEGAL RECOMMENDATIONS:**

Faris moved to direct legal and special legal to review the noise ordinance to make recommendations to the Village Council and proceed to defend the Village in litigation. Ladd seconded the motion. Roll Call: Koehler, yes; McCann, yes; Ladd, yes; Faris, yes; Duggan, yes. Motion carried.

**ADJOURN:** Moved by Faris that we adjourn the Special Council Meeting. The motion was seconded by Duggan. Voice vote: All, yes. Motion carried at 1:25 PM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer



Regular Meeting of Council  
Monday, June 12, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, June 12, 2017; it was called to order at 9:00 AM; Mayor McCann presided.

**Roll Call:**

Ms. Duggan, here; Mrs. Ladd, here; Mr. Koehler, here; Mr. McCann, here; Mr. Faris, here; Mrs. Dress, absent.

**CANADIAN PROCLAMATION:**

Mr. Faris read a letter requesting the Village recognize July 1, 2017 as “Sir John A. Macdonald – Canada Day” marking the 150<sup>th</sup> anniversary of the country and honoring the first prime minister. Koehler moved to approve the proclamation. Faris seconded the motion. Voice vote: All, yes. Motion carried.

**ORDINANCE 1152-17:**

Dress moved to hold the third and final reading on Ordinance 1152-17 to amend the salary ordinance to only include the increased zoning clerk stipend. Ladd seconded the motion. Roll Call: Koehler, yes; McCann, yes; Duggan, yes; Ladd, yes; Faris, yes. Motion carried.

**ORDINANCE 1158-17:**

Faris moved to introduce Ordinance 1158-17 to make the housing tenant lease agreement into an ordinance form.

**MINUTES:**

Duggan moved to approve and accept the minutes of the Regular council meeting of May 8, 2017. McCann seconded the motion. Voice vote: All, yes. Motion carried.

Duggan moved to approve and accept the minutes of the Special meeting of May 15, 2017. Ladd seconded the motion. Voice vote: All, yes. Motion carried.

Koehler moved to approve and accept the minutes of the Special meeting of June 2, 2017. Ladd seconded the motion. Voice vote: All, yes. Motion carried.

**FINANCIALS:**

Faris moved to approve all April 2017 financial statements, bills, purchase orders, payments and appropriations submitted. Duggan seconded the motion. Voice vote: All, yes. Motion carried.

**LETTERS AND MATERIALS:**

Faris moved to accept all letters and materials submitted to the Village for the month of May 2017. Ladd seconded the motion. Voice vote: All, yes. Motion carried.

**HEARING FOR LIQUOR PERMIT TRANSFER:**

Koehler moved to not request a hearing for a transfer of liquor permit from South Bass Properties, LLC to SBI Venture Management, LLC. McCann seconded the motion. Voice vote: All, yes. Motion carried.

**OPWC LOAN PAYMENT:**

Faris moved to approve the payment to OPWC for \$19,949.32 for the semi-annual debt services. Koehler seconded the motion. Voice vote: All, yes. Motion carried.

**OWDA LOAN PAYMENT:**

Faris moved to approve the payment to OWDA for \$141,802.55 for the semi-annual debt services. Koehler seconded the motion. Voice vote: All, yes. Motion carried.

**DOCK PROJECT LOAN PAYMENT:**

Faris moved to approve the payment to Corporate Trust U.S. Bank for \$71,062.50 for the semi-annual debt services. Koehler seconded the motion. Voice vote: All, yes. Motion carried.

**COUNTY PROPERTY TAXES:**

Faris moved to approve the Property Taxes on 248 Erie in the amount of \$3,415.61 to the Ottawa County Treasurer. The motion was seconded by Koehler. Voice vote: All, yes. Motion carried.

**IMPROVEMENTS TO 248 ERIE BACK APARTMENT:**

Koehler moved to approve a carpeting estimate by Young's Flooring for \$2,747.00 for the PD housing back apartment on 248 Erie. Ladd approved the motion. Voice vote: All, yes. Motion carried.

**FENCING AT WATER PLANT PROPERTY:**

Ladd moved to approve the estimate from Fremont Fencing to replace the chainlink fence at the Water Plant property and back of Urge property line in the amount of \$5,198.00. Duggan seconded the motion. Voice vote: All, yes. Motion carried.

**CALIBRATIONS FOR WATER PLANT OPERATIONS:**

Duggan moved to approve \$8,340.00 for calibration work to be completed at the Water Plant. The motion was seconded by McCann. Voice vote: All, yes. Motion carried.

**WATER DEPARTMENT METER STOCK & SUPPLIES:**

Koehler moved to approve the request for the Water Department to purchase meter stock and additional supplies from HD Supply Co. in the amount of \$4,600.00. Duggan seconded the motion. Voice vote: All, yes. Motion carried.

**WATER DEPARTMENT MEDIA FILTER:**

Koehler moved to approve the request for the Water Department to purchase media filter from Calgon Carbon Co. in the amount of \$9,100.00. McCann seconded the motion. Voice vote: All, yes. Motion carried.

**REFUNDS – SECURITY DEPOSITS TOWNHALL LOT FENCE:**

Faris moved to refund the \$2,000.00 security deposit to Marv Booker (SBS II, LLC) based on the TownHall parking lot agreement since the access is now closed. Duggan seconded the motion. Voice vote: All, yes. Motion carried.

Faris moved to also refund the \$2,000.00 security deposit to Todd Blumensaadt (First Island II, LLC) based on the TownHall parking lot agreement since the access is now closed. Ladd seconded the motion. Voice vote: All, yes. Motion carried.

**CHIEF’S REPORT:**

Nice turn out for “Coffee with a Cop” last Thursday at the Reel Bar which was open to the public to meet and talk with the police department staff.

HOA mentioned that house numbers may still be a concern for emergency service to locate residents and would ensure quicker responses.

Receiving positive interaction forms on how the officers are handling situations.

Chief will continue to remind officers to slow down driving when responding in vehicles.

Purchased blinds for 248 Erie house to make look more presentable.

Compliments were given to PD for directing traffic on weekends at corner of Delaware and Catawba.

Concerns were raised on Quadracycle business not having license when moving along roads with motor assist.

Riddle is working with Wilber on this issue.

Road work and paving at end of Delaware will start this week. Riddle will inform nearby business owners of dust and any inconvenience.

**FISCAL OFFICER REPORT:**

Toledo Yacht Club and Mills Race Committee did completely pay the total 2016 contract of \$6,500.00 in full.

**LEGAL REPORT:**

Wilber will work on providing more information on the Sound Ordinance to council.

An overview from the Ohio Ethics Commission was given to the Clerk and Administrator regarding tips. The Village could implement a surcharge to the dock rates as an option. The tip portion was redacted from Ord.1152-17 as it was recommended by Ohio Ethics Board that a public employee should not accept tips.

**COMMITTEE REPORTS:**

Faris would like the next street project to include imprinted or in-lay crosswalks as discussed a year or two ago.

Koehler would like the slow sign for crosswalk moved back further, it shouldn’t be right on top of crosswalk area.

Faris asked about the bricks on Bayview around the trees. Riddle said it had been started and some major issues were fixed but still working on a few other areas through summer.

**PUBLIC PARTICIPATION:**

Ryan McBride form PIB Rolling Pub Quadracycle asked to work with the Village to resolve some ordinance requirements. Chief Riddle and legal solicitor, Wilber will meet with him immediately after the meeting to discuss and resolve some of his questions.

**END MEETING:**

Faris moved to adjourn the regular meeting. Ladd seconded the motion. Voice vote; All, yes. Motion carried at 9:34 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Monday, July 3, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Monday, July 3, 2017, Mayor Bernard Mack McCann, called the meeting to order at 9:00 AM for the purpose of discussing progress of temporary and permanent water Ozone treatment plans. Updated reports will focus on EPA review, recommendations from Poggemeyer Design Group and additional work needed to increase electric, oxygen supply, pipe connections and plumbing needs for the project.

Roll Call: Mr. McCann, here; Mrs. Ladd, absent; Mr. Faris, here; Ms. Duggan, here; Mr. Koehler, here; Mrs. Dress, here.

**OZONE TREATMENT SYSTEM:**

The week prior, a meeting was held with Mayor McCann, Administrator Riddle, Water Operators DeZeeuw & Joyce, Fiscal Officer Niese, Tom Borck & an assistant from Poggemeyer Design Group. The engineer firm stated there would be additional fees over the previously approved \$45K. That amount would only cover the temporary rental unit cost from BlueInGreen. Poggemeyer had not yet calculated the total cost for the other necessary work and supplies to hook up the temporary unit. Mr. Borck also said this is a new concept for EPA and the plans have not been approved. He does recommend moving forward with the temporary unit asap before HAB season. Mr. Borck stated the temporary unit and additional work would seamlessly fit into a permanent unit and there would be costs applied to permanent unit. A contract from BlueInGreen would be looked over by Mr. Wilber and more information and extra costs are needed from Poggemeyer before the Village would sign.

**ADJOURN:** Moved by Faris that we adjourn the Special Council Meeting. The motion was seconded by Duggan. Voice vote: All, yes. Motion carried at 9:13 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Monday, July 10, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, July 10, 2017; it was called to order at 9:00 AM; Mayor McCann presided.

**Roll Call:**

Mrs. Dress, here; Mr. Koehler, here; Ms. Duggan, here; Mr. McCann, here; Mr. Faris, here; Mrs. Ladd, absent.

**MINUTES:**

Duggan moved to approve and accept the minutes of the Regular council meeting of June 12, 2017. Koehler seconded the motion. Voice vote: All, yes. Motion carried.

Koehler moved to approve and accept the minutes of the Special meeting of June 9, 2017. McCann seconded the motion. Voice vote: All, yes. Motion carried.

**FINANCIALS:**

Faris moved to approve all May 2017 financial statements, bills, purchase orders, payments and appropriations submitted. Duggan seconded the motion. Voice vote: All, yes. Motion carried.

**PD – BODY CAMERAS:**

Faris moved to accept the estimate from Intrensic for a 4 year lease agreement to obtain GoPro body cameras and software for the police department in the amount of \$11,010.75 annually. Koehler seconded the motion. Voice vote: All, yes. Motion carried.

**SHOWER TOKENS – PYRATE FEST:**

Council did not take action on a request by Fiscal Officer to donate 100 shower tokens to the Chamber of Commerce which were asked by Ty Winchester for the re-enactors during Pyrate Fest weekend. Invoice to be sent to PIB Chamber.

**DOCK ELECTRIC GFCI:**

Faris moved to accept the quote from Westfield Electric in the amount of \$6,363.00 to replace additional dock GFCIs. Duggan seconded the motion. Voice vote: All, yes. Motion carried.

**LIQUOR CONTROL HEARING:**

Koehler moved to waive the right to a hearing on Blue Harbour to Put in Bay Cheers, LLC transfer with the Liquor Control Board. Council agreed a hearing was not needed. Duggan seconded the motion. Voice vote: All, yes. Motion carried.

**CHEMICAL PURCHASE FOR WATER DEPT:**

Faris moved to approve the purchase of chemicals by Univar in the amount of \$7,302.42 for the water plant. Koehler seconded the motion. Voice vote: All, yes. Motion carried.

**DOCK ELECTRICAL CURRENT DETECTION SYSTEM:**

Early estimates for placing a dock electrical current detection alarm system, is roughly \$25K. The issue was turned over to committee to further discuss.

**VILLAGE ADMINISTRATOR POSITION:**

Koehler moved to set up a committee made up of the Mayor, current interim administrator, one council member, one citizen to review applicants and interview candidates for the Village Administrator position. Faris seconded the motion. Roll Call: Duggan, yes; McCann, no; Dress, abstained; Koehler, yes; Faris, yes. Vote: 3 yes, 1 no, 1 abstain, 1 absent.

**ORDINANCE 1158-17:**

Faris moved to hold the second reading on Ordinance 1158-17 setting the housing tenant agreement into and ordinance. Duggan seconded the motion. Roll Call: Koehler, yes; Faris, yes; Dress, yes; Duggan, yes; McCann, yes. Motion carried.

**ORDINANCE 1160-17:**

Mr. Wilber explained the slow moving vehicle ordinance to the council. Dress introduced Ordinance 1160-17 as the first reading.

**ORDINANCE 1161-17:**

Faris introduced Ordinance 1161-17 which amends the Sound Ordinance. This serves as a first reading.

**ORDINANCE 1162-17:**

Dress introduced Ordinance 1162-17 creating a special events and parade ordinance. This serves as a first reading. It has been requested to review the application form by committee.

**ORDINANCE 1163-17:**

Faris introduced Ordinance 1163-17 to retain George Wilber as Village Solicitor and declared an emergency. McCann seconded the motion. Roll Call: Dress, yes; Koehler, no; Faris, yes; Duggan, yes; McCann, yes. Vote: 4 yes, 1 no, 1 absent. Not enough votes to hold the emergency. This serves as an intro/first reading only.

**OZONE TREATMENT SYSTEM ORD. 1164-17:**

Continued discussions of the ozone treatment systems took place. Village is still waiting on additional estimated costs from Poggemeyer for plumbing, pipe connections, increased electric, oxygen supply, etc. Not yet obtained EPA approval for project. Additional costs over the previously approved \$45K needed. Wilber passed out Ordinance 1164-17 authorizing the administrator to enter into a contract without formal bidding to install the ozone treatment system. Faris introduced Ordinance 1164-17 not to exceed \$100K, funding between Water Fund 5101 and Water Impact Fund 5102 and declaring it an emergency. Koehler seconded the motion. Roll Call: Faris, yes; Koehler, yes; Dress, yes; Duggan, yes; McCann, yes. Motion carried.  
Faris moved to waive the three reading rule on Ordinance 1164-17. Dress seconded the motion. Roll Call: McCann, yes; Dress, yes; Faris, yes; Koehler, yes; Duggan, yes. Motion carried.  
Faris moved to have Ordinance 1164-17 go into immediate effect. Koehler seconded the motion. Roll Call: Duggan, yes; Koehler, yes; Dress, yes; Faris, yes; McCann, yes. Motion carried.

Wilber will review the contract with BlueInGreen for the temporary ozone unit before allowing administrator to sign. He still had some concern of on-site training, operation manuals, tax obligations, Ohio state laws, etc.

**CHIEF/ADMINISTRATOR REPORT:**

Riddle has added additional lighting for the park and parking lots for X-mas in July weekend. Picnic tables, grills and porta potties will be available on McCann field on Toledo for use over the busy weekend.  
Faris asked about assessments. Riddle will be working with Poggemeyer within the next few weeks. It is scheduled with them to come to the island. Concerns about the upcoming Toby Keith concert at the airport on Aug. 31<sup>st</sup>. Tim Niese is the promoter. Riddle has been in contact with Sheriff Dept. for extra help. Faris questioned the loss in revenue from shower tokens last year. Riddle will get Bath House water usage report to council.

**PUBLIC PARTICIPATION:**

Joan Booker wanted to again thank the Village employees for keeping up on the bathing beach clean up. Many people are using it for picnics and swimming down there.

**EXECUTIVE SESSION:**

Koehler moved to go into executive session to discuss selling Village real estate property. Dress seconded the motion. Roll Call: Dress, yes; Duggan, yes; McCann, yes; Faris, yes; Koehler, yes. Motion carried. Council entered into executive session at 10:08 AM.

Faris moved to exit executive session and reenter the regular council meeting. Duggan seconded the motion. Roll Call: Faris, yes; Dress, yes; Duggan, yes; McCann, yes; Koehler, yes. Motion carried at 10:41 AM.

**END MEETING:**

Koehler moved to adjourn the regular meeting. Dress seconded the motion. Voice vote; All, yes. Motion carried at 10:42 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Monday, August 14, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, August 14, 2017; it was called to order at 9:00 AM; Mayor McCann presided.

Roll Call:

Mr. Koehler, here; Mr. McCann, here; Mrs. Dress, here; Ms. Duggan, here; Mr. Faris, here; Mrs. Ladd, here.

**ORDINANCE 1158-17:**

Dress moved to hold the third/final reading on Ordinance 1158-17 setting the housing tenant agreement into and ordinance and to include the amended section to include no smoking inside. Duggan seconded the motion.

Roll Call: Duggan, yes; Faris, yes; Ladd, yes; Dress, yes; McCann, yes; Koehler, yes. Motion carried.

**ORDINANCE 1160-17:**

Faris moved to table Ord. 1160-17 for slow moving and under speed vehicles until further discussions and information can be presented. Koehler seconded the motion. Roll Call: Duggan, yes; Faris, yes; McCann, yes; Koehler, yes; Ladd, yes; Dress, yes. Reading tabled.

**ORDINANCE 1161-17:**

Dress moved to hold the third/final reading on Ordinance 1161-17 which amends the Sound Ordinance. Duggan seconded the motion. Koehler requested to clarify the 5 second rule by amending the ordinance to include wording which states "at least two readings must be taken within 2 minutes of each other". Ladd seconded Koehler's motion to include the amended wording to Ordinance 1161-17. Roll Call: McCann, yes; Ladd, yes; Dress, yes; Koehler, yes; Duggan, yes; Faris, yes. Motion carried.

Koehler moved to raise the decibel levels 5 more points on Ordinance 1161-17 from 80 to 85 of A scale and leave C scale at 82. There was not a second to the decibel level increase motioned by Koehler. Motion is denied.

Faris moved to accept the amended changes last presented by Wilber on the Sound Ordinance 1161-17 to amend Section 648.1, striking the last sentence and renumbering where needed based on recommendations provided by SoundCom on other section. Ladd seconded the motion. Roll Call: Koehler, yes; Ladd, yes; Dress, yes; Duggan, yes; Faris, yes; McCann, yes. Motion carried.

Faris moved to execute the emergency clause as stated in Ordinance 1161-17 for the sound amendments to go into immediate effect. Dress seconded the motion. Roll Call: McCann, yes; Ladd, yes; Duggan, yes; Faris, yes; Koehler, no; Dress, yes. Vote: 5, yes and 1, no. Motion carried.

Dress motioned for Ordinance 1161-17 to go into immediate effect to adopt amendments for the Sound Ordinance. Duggan seconded the motion. Roll Call: Koehler, no; Dress, yes; Ladd, yes; Duggan, yes; McCann, yes; Faris, yes. Vote: 5, yes and 1, no. Motion carried.

**ORDINANCE 1162-17:**

Faris moved to table Ordinance 1162-17 for special events and parade ordinance until committee can review. Koehler seconded the motion. Roll Call: Dress, yes; McCann, no; Ladd, yes; Faris, yes; Koehler, yes; Duggan, yes. Vote: 5, yes and 1, no. Reading tabled.

**ORDINANCE 1163-17:**

Dress asked for Ordinance 1163-17 to retain George Wilber as Village Solicitor to be held off until later in the meeting. Council may need to discuss in an executive session.



**ORDINANCE 1165-17:**

Faris moved to hold the second reading on Ordinance 1165-17 amending trash ordinance 1155-17. Duggan seconded the motion. Roll Call: Faris, yes; Duggan, yes; McCann, yes; Ladd, yes; Dress, yes; Koehler, yes. Motion carried.

**MINUTES:**

Dress moved to approve and accept the minutes of the Regular council meeting of July 10, 2017. Ladd seconded the motion. Voice vote: All, yes. Motion carried.

**FINANCIALS:**

Faris moved to approve all June 2017 financial statements, bills, purchase orders, payments and appropriations submitted. Ladd seconded the motion. Voice vote: All, yes. Motion carried.

**ANNUAL 5K RACE:**

Faris moved to allow the request to hold the annual Miller Boat Line/Mother of Sorrows 5K Race event on Saturday, September 16, 2017. Duggan seconded the motion. Voice vote: All, yeses. Motion carried.

**SPRINT/NEXTEL AGREEMENT:**

Faris moved to authorize Riddle and Wilber to draft an agreement with Sprint/Nextel to put antenna equipment on the water tower. Koehler seconded the motion. Riddle explained that this company removed their equipment about fifteen months ago and need to replace it because of the strong customer base around the islands. F.O. Niese stated with the old contract they were paying \$1,653.13 per month and suggests negotiating for \$2,000.00 per month. Voice vote: All, yeses. Motion carried.

**REFUND FOR MONUMENTAL PRODUCTIONS TAXI:**

Kit Knaser sent a letter requesting the Village refund \$100.00 for Monumental Productions due to pre-payment of a taxi license but the vehicle has been out of service this season. Faris moved to refund the \$100.00 taxi fee. Koehler seconded the motion. Voice vote: All, yeses. Motion carried.

**FALL BAY REGATTA:**

Faris moved to allow the Fall Bay Regatta September 22-24, 2017 at \$50.00 per vessel, per night. Koehler seconded the motion. Voice vote: All, yeses. Motion carried.

**REFUND FOR NPS-PERRY'S MONUMENT:**

NPS – Perry's Monument requesting for forgiveness on sewer bill in amount of \$480.58, mechanical problem which they fixed. Faris moved to excuse the sewer bill. Koehler seconded the motion. Voice vote: All, yeses. Motion carried.

**OVERDOSE AWARENESS DAY:**

Faris moved to support the county wide request to proclaim August 31, 2017 as Overdose Awareness Day. Ladd seconded the motion. Voice vote: All, yes. Motion carried.

**INSURANCE CLAIM DEDUCTIBLES:**

Faris moved to pay the four insurance claim deductibles at \$15,000.00 each to Summit Risk Management/Selective Insurance Company for previous lawsuits. Koehler seconded the motion. Voice vote: All, yeses. Motion carried.

**MICHAEL REQUEST FOR SEWER LINE EXTENSION:**

Dress moved to allow Nick Michael's request to extend the sewer line on Chapman to his property and that he must comply with local and county requirements and he will be responsible for all costs. Koehler seconded the motion. Voice vote: All, yeses. Motion carried.

**ONE ISLAND – ONE GOVERNMENT:**

Faris read study and proposes to dissolve one (either or) the Village or the Township and would like a committee to be set up and lead by Jessica Dress as appointed by Council to open discussions. Ladd seconded the motion. Voice vote: All, yeses. Motion carried.

**KNAUER CERTIFICATION:**

Faris moved to recognize Doug Knauer for receiving his EPA certified Class II Water Operator License. Duggan seconded the motion. Voice vote: All, yeses.

**KOWALSKI RESIGNATION – SEWER DEPT:**

Zachary Kowalski submitted a resignation from the Sewer Department effective August 26, 2017. Faris moved to reluctantly accept his resignation and wishes him well on his future endeavors. Duggan seconded the motion. Voice vote: All, yeses. Motion carried.

**CHIEF/ADMINISTRATOR REPORT:**

Riddle told Council he has ordered a gas sensor to sound alarm when ozone emission levels are too high. The ozone has only run about 90 minutes so far but want to maintain quality air for operators to breathe. Still waiting for status on all contracts from Poggemeyer and had fifteen questions for BluInGreen, but no response from with yet.

**FISCAL OFFICER REPORT:**

Bi-annual state financial audit has begun and will take several months to complete. Jeremy Berman made a \$3,000.00 donation to the Police Department. A thank you letter was sent to him.

**DOCK PROJECT BANK ACCOUNT:**

F.O. Niese explained there is a surplus of money, about \$58,000 in a separate bank account which was started for the dock project. She will speak with Solicitor Wilber and the financial advisor from Dinsmore & Shohl if these funds were a grant or can be applied to the semi-annual dock debt.

Faris moved to allow the Fiscal Officer to take the appropriate steps to close out the special dock bank account and move balance into the General Fund or put towards dock debt services if mandated. Koehler seconded the motion. Roll Call: Ladd, yes; Duggan, yes; Faris, yes; Koehler, yes; McCann, yes; Dress, yes. Motion carried.

**PUBLIC PARTICIPATION:**

Fred Cerny – President of Banyan Cove Condo Association asking for easement back for path out onto Erie/Lorraine. He stated Mark Mathys built PIB Resort and moved cart path on his property, laid cement sidewalk and erected permanent poles in the location in question. Fred Cerny went to the zoning board, which referred him to Council. He is looking for resolve on getting the easement/path back. Mayor McCann referred the matter to legal for further review.

Rudy Cooks asked for Council to consider 100% no tolerance due to ongoing concerns of more bus groups coming within the next few weekend with the same promoter bringing unwanted visitors. Xmas in July crowds are still an issues for island business owners and residents.

Joy Cooper – PIB School Treasurer submitted offer of \$13.00 per foot for portion of property at 248 Erie. She stated she was in attendance if Council had any questions regarding the letter. Council did not have any at this time.

**EXECUTIVE SESSION:**

Faris moved to go into executive session to discuss certain personnel matters including appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee or officials. Dress seconded the motion. Roll Call: McCann, yes; Dress, yes; Faris, yes; Ladd, yes; Duggan, yes; Koehler, yes. Motion carried. Council entered into executive session at 9:53 AM.

Dress moved to exit executive session and reenter the regular council meeting. Faris seconded the motion. Roll Call: McCann, yes; Dress, yes; Duggan, yes; Koehler, yes; Faris, yes; Ladd, yes. Motion carried at 10:10 AM.

**ORD. 1163-17:**

Faris moved to hold the third and final reading of Ordinance 1163-17 appointing and extending George Wilber’s contract as Village Solicitor. Dress seconded the motion. Roll Call: Faris, yes; Ladd, yes; Koehler, yes; Dress, yes; Duggan, yes; McCann, yes. Motion carried.

**EXECUTIVE SESSION:**

Faris moved to go into executive session to discuss selling Village real estate property, pending litigation and certain personnel matters including appointment, employment, dismissal, discipline, promotion, demotion or compensation of a public employee or officials. Koehler seconded the motion. Roll Call: Duggan, yes; Faris, yes; Ladd, yes; Dress, yes; McCann, yes; Koehler, yes. Motion carried at 10:14 AM.

Faris moved to exit out of executive session and reenter the regular council meeting. Dress seconded the motion. Roll Call: Duggan, yes; Faris, yes; Ladd, yes; Dress, yes; McCann, yes; Koehler, yes. Motion carried at 10:41 AM.

**PROPERTY SALE TO SCHOOL:**

Faris moved to agree to sell a back portion of the Village’s Erie St. property to the PIB School for \$15.00 per sq. ft. having the school incurring the cost for survey and all closing costs. McCann seconded the motion. Roll Call: McCann, yes; Koehler, no; Faris, yes; Dress, yes; Ladd, yes; Duggan, yes. Vote: 5, yes and 1, no. Motion carried.

**COMMITTEE MEETING:**

Dress requested a notice be posted for an Ordinance Committee meeting for this Thursday, August 29<sup>th</sup> at 9:00am to discuss sick leave benefits, special events and parades ordinance, and slow moving/under speed vehicle ordinance. Duggan, Koehler and Faris chair this committee.

Dress requested a committee meeting for docks to discuss electric shock current system. Duggan, McCann and Faris are on this committee. Faris asked to wait until after the first of the year before setting a meeting. He would also like time to review others using similar alarm systems.

**2018 XMAS IN JULY WEEKEND:**

Dress asked to write letters needing assistance for next year’s Xmas in July weekend urging more help controlling crowds from Liquor Control, County Sheriff, State Highway Patrol, etc. Faris seconded the motion for Dress to write those letters. Voice vote: All, yes. Motion carried.

**TOBY KEITH CONCERT:**

PD will patrol Village. Extra security will be brought in by promoter, Tim Niese for the event. The Sheriff’s Dept. is notified and will be helping township.

**ADMINISTRATOR:**

Ladd inquiring about hiring an Administrator so Riddle doesn’t have to handle both jobs as Chief and Administrator. Mayor McCann is reviewing resumes and is working towards a solution.

**END MEETING:**

Faris moved to adjourn the regular meeting. Dress seconded the motion. Voice vote; All, yes. Motion carried at 10:52 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

One Island, One Government

Request for Study

Village to Put-in-Bay to Put-in-Bay Township  
Put-in-Bay Township to Village of Put-in-Bay

*To possibly provide a more effective government for the residents and visitors,  
it is requested that this study be implemented.*

A study/review of the present government of the Village of Put-in-Bay and the government of Put-in-Bay Township to explore the ramification of dissolving the Village of Put-in-Bay and merging that government into Put-in-Bay Township OR dissolving Put-in-Bay Township into the Village of Put-in-Bay.

The study should review the economic, political, and social impact of each of the entities and the positive and negative ramifications on both of the entities.

The Study/Review to be done by any competent agency: private, state, or university.

The agency to conduct this study must be mutually accepted by the Township and the Village.

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Jessica Dress, a member of the Village of Put-in-Bay, is hereby requested to begin the discussion of this process with the Put-in-Bay Township Trustees at the earliest time as mutually convenient to both parties.

Committee Meeting – Property/Projects/Town Hall  
Thursday, August 17, 2017  
9:00 AM  
Put-in-Bay Town Hall Assembly Room

The Ordinance Committee of the Village of Put-in-Bay met for a meeting on Thursday, August 17, 2017 starting at 9:05 AM to discuss the proposed Special Events & Parades ordinance 1162-17 and proposed Under Speed/Slow Moving Vehicle ordinance 1160-17 and employee sick leave benefits.

Attendance: DeeDee Duggan, Jessica Dress, Fiscal Officer/Clerk Niese, Mayor McCann, Jeff Koehler, Kelly Faris, Michael McCann, Interim Administrator/Chief Riddle

**Special Events & Parades:**

General feeling of the proposed ordinance is that it is too lengthy and complicated for the Village needs. Riddle suggested looking at ODNR application for reference. Items to consider: does it disrupt normal business operations, do streets need to be closed, what extra costs would Village incur, is police or security needed (if so, how many per attendants of the event and stipend/wage/cost for police detail) and any other application/permit/security/general fees are needed to be established. It was recommended by Riddle that if the event or promoter makes a profit, a fee should be determined, but if it is not for profit, no charge should occur. Mayor McCann asked the committee to review the proposed ordinance to be sure it meets the sound ordinance requirements. Duggan suggested the committee take more time to look over the proposed ordinance and meet again to further discuss ideas and how to trim back the length of the application.

Koehler, Faris and Duggan agree to hold another committee meeting on Thursday, September 7, 2017 at 9:00am.

**Slow Moving/Under Speed Vehicles:**

Koehler stated he has concerns about inspections. He would like to have the committee review both the Put-in-Bay Police Dept. vs. State inspection forms. By comparing both, there may be a more abbreviated inspection form which would better suit the Village. Riddle suggested, due to the demand in spring and length of time needed for officers to conduct many golf cart inspections, that a fee should be incorporated into the inspection. F.O. Niese suggested a sliding scale so large rental companies wouldn't be hit so hard. Riddle suggested \$100.00 per cart. Niese thought that may be too high and said \$25.00 may be more appropriate per cart, decreasing by \$5.00 after a certain number and another \$5.00 after more, etc. to possibly \$1.00 a cart for companies with a huge fleet. Faris said that inspection fees could only be justified by actual cost based on how much there is to do with the inspection and revenue generated by the inspection and may need to be placed into a special type of fund. Dress asked about the consideration of all other special typed of vehicles, not only golf carts which may fall under a slow moving or under speed and utility type vehicles. A list of different types of side by side, Polaris, ATV, etc. may be helpful to see if all the vehicles on the Village roads either fall under this ordinance or as regular motor vehicles. Discussion took place regarding requirements, comparing state and local requirements, all different types of vehicles, titles and insurances, and gasoline or electric carts. Committee will go over the inspection forms, ordinance and consider inspection fees at the next ordinance committee meeting.

**Employee Benefits:**

A few months back, Riddle proposed a sick leave benefit pay out at the end of each year at 50% for any unused sick time accrued. He stated that the State uses something similar and it proves to be an incentive for workers. Committee requested to review the policy and discuss further.

MEETING ADJOURNED AT 10:20 AM.

Committee Meeting – Water and Sewer Committee  
Tuesday, August 29, 2017  
9:00 AM  
Put-in-Bay Town Hall

Fiscal Officer Niese called a meeting for the Water and Sewer Committee of the Village of Put-in-Bay on Tuesday, August 29, 2017 starting at 9:00 AM to discuss Rules and Regulations of the Village of Put-in-Bay Utility Departments. Billing procedures, delinquent accounts, rate increases, assessments and fees for extra services will be discussed. No action will be taken at this committee meeting.

Attendance: Paula Ladd, Jessica Dress, Kelly Faris, Fiscal Officer/Clerk Niese, Mayor McCann, Michael McCann, Interim Administrator/Chief Riddle, Joy Urge, Jane McCallister.

Early finding from the state auditors were reported to Niese which need to be enforced. Niese documented these issues and presented them to the committee. (See next page for Utility Procedures handout). Discrepancies of current utility billing and July 2015 Council approved policy changes were brought to the committee's attention. Ordinance 1134-16 was also handed out providing the current water and sewer rates. These should be reviewed and increased each year if necessary.

Niese is asking the committee to clarify rules, due dates, fines and penalties, and billing procedures. Expressing the auditors feel the Village is losing out monetarily by not adhering to the policies set by Council. The committee reviewed the issues and discussed.

Revision suggestions:

- changing the policy due date to the 25<sup>th</sup> of each month, keeping postcard the same
- changing late fee from 10% to 8%
- late notices immediately posted to customers (door hangers)
- immediate shut offs by next month's billing due date
- grace period wording needed in policy to accept payments after 25<sup>th</sup> until last day of month before late fees
- CUSI utility billing postcards and late fees updated to follow policies and procedures Council approved

Mayor McCann met with EPA for meeting last week and included Don Dress, who showed an interest in moving from Police Dept. to Utilities. He is willing to study and obtain an operator license. Doug Knauer has just received Water Operator Class II license and can help run water operations. First time in 10 years, all the back-flow test are completed thanks to Riddle. The Mayor is hopeful the previous violations will be lifted for twice a year testing. Ozone project may need a consultant to help with the EPA pilot program. Mayor will talk to Henry Biggert from Carroll Township for direction with ozone.

Riddle and Niese accompanied two Poggemeyer agents to complete the seat count for assessments. The Village should have the results within the next couple weeks.

Niese reminded the committee and administrator that any delinquent accounts which need to go to the County Auditor for tax liens are due before September 11<sup>th</sup>.

The committee decided to review all of these options, suggestions and recommendations and come back with any other ideas or changes by the next workshop meeting on September 11, 2017.

MEETING ADJOURNED AT 9:46 AM.

Regular Meeting of Council  
Monday, September 18, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, September 18, 2017; it was called to order at 9:00 AM; Mayor McCann presided.

**Roll Call:**

Mrs. Dress, here; Ms. Duggan, here; Mrs. Ladd, here; Mr. McCann, here; Mr. Faris, here; Mr. Koehler, here.

**ORDINANCE 1166-17:**

Dress introduced Ord. 1166-17 as an emergency to submit delinquent utility customers to the county auditor for tax assessments. Duggan moved to waive the three reading rule on Ord. 1166-17. Faris seconded the motion. Roll Call: Duggan, yes; Koehler, yes; McCann, yes; Faris, yes; Ladd, yes; Dress, yes. Motion carried.

Faris moved that Ord. 1166-17 be considered an emergency. Duggan seconded the motion. Roll Call: Duggan, yes; McCann, yes; Ladd, yes; Dress, yes; Faris, yes; Koehler, yes. Motion carried.

Faris moved to have Ord. 1166-17 go into immediate effect. Duggan seconded the motion. Roll Call: Dress, yes; McCann, yes; Ladd, yes; Duggan, yes; Faris, yes; Koehler, yes. Motion carried. Ordinance 1166-17 passed.

**RESOLUTION 17-01:**

Faris introduced Resolution 17-01 to adopt the Federally approved Ottawa County Multijurisdictional Natural Hazard Mitigation Plan and declare it an emergency. Faris moved to declare Resolution 17-01 an emergency. Duggan seconded the motion. Roll Call: Koehler, yes; McCann, yes; Ladd, yes; Faris, yes; Duggan, yes; Dress, yes. Motion carried.

Faris moved to waive the three reading rule on Resolution 17-01. This was seconded by Ladd. Roll Call: Dress, yes; McCann, yes; Ladd, yes; Koehler, yes; Faris, yes; Duggan, yes. Motion carried.

Faris moved to allow Resolution 17-01 go into immediate effect. Dress seconded the motion. Roll Call: Duggan, yes; Ladd, yes; Koehler, yes; Faris, yes; Dress, yes; McCann, yes. Motion carried. Resolution 17-01 passed.

**RESOLUTION 17-02:**

Faris introduced Resolution 17-02 accepting amounts and rates from Ottawa County budgets and Tax levies. Faris moved that Resolution 17-02 be declared an emergency. Dress seconded the motion. Roll Call: Ladd, yes; Dress, yes; Faris, yes; McCann, yes; Koehler, yes; Duggan, yes. Motion carried.

Faris moved to waive the three reading rule for Resolution 17-02. Dress seconded the motion. Roll Call: Dress, yes; Faris, yes; Koehler, yes; Duggan, yes; McCann, yes; Ladd, yes. Motion carried.

Faris moved that Resolution 17-02 go into immediate effect. Ladd seconded the motion. Roll Call: Ladd, yes; Duggan, yes; Faris, yes; McCann, yes; Koehler, yes; Dress, yes. Motion carried. Resolution 17-02 passed.

**FINANCIALS:**

Faris moved to approve all June 2017 financial statements, bills, purchase orders, payments and appropriations submitted. Koehler seconded the motion. Voice vote: All, yes. Motion carried.

**NEXTEL/SPRINT LEASE AGREEMENT:**

Dress moved to enter into a lease agreement with Nextel/Sprint to allow electronic antenna equipment back onto the water tower with Solicitor Wilber to review and make recommendations to the contract. Ladd seconded the motion. Voice vote: All, yes. Motion carried.

**DOCK PROJECT BANK ACCOUNT FUNDS:**

Duggan moved to apply left-over dock project bank funds (approx.. \$58,600.00) to be put towards dock loan at the end of this year. Dress seconded the motion. Both F.O. Niese and Solicitor Wilber spoke with Ed Cavezza from Dinsmore, financial advisor from dock project, to confirm that the left over funds towards debt service were allowable. Wilber suggested an Ordinance to ensure proper transfer and application of the unused bank balance. Voice vote: All, yes. Motion carried.

**EMPLOYEE DEPARTMENT TRANSFER:**

Duggan moved to approve the transfer and payroll modification for Donald Dress from the Police Department to Utilities Departments, splitting his current salary to half Water and half Sewer Departments. His role will be to assist the interim administrator and supervise the utility employees. Ladd seconded the motion. Roll Call: Ladd, yes; Faris, yes; Koehler, yes; McCann, yes; Dress, abstained, Duggan yes. Motion carried.

**GARDEN CLUB – NEW LANDSCAPE REQUEST:**

Faris moved to approve the PIB Garden Club’s request to design and landscape at the corner of Bayview and Hartford in DeRivera Park using All Seasons Maintenance not to exceed \$4,500.00 from Parks Dept. Duggan seconded the motion. Roll Call: Koehler, yes; Duggan, yes; Faris, yes; McCann, yes; Dress, yes; Ladd, yes. Motion carried.

**ZONING REFUND:**

Koehler moved to grant Joey Wolf a refund of \$600.00 based on the Planning Commission’s recommendation from unnecessary application fees. Dress seconded the motion. Roll Call: Koehler, yes; Duggan, yes; Faris, yes; Ladd, yes; McCann, yes; Dress, yes. Motion carried.

**LAKE DISPOSAL PAYMENT:**

Faris moved to approve the payment of \$21,525.00 to Lake Disposal for sludge removal service from Sewer Dept. Koehler seconded the motion. Roll Call: McCann, yes; Dress, yes; Ladd, yes; Koehler, yes; Duggan, yes; Faris, yes. Motion carried.

**ERIE COUNTY LANDFILL INVOICE:**

Faris moved to approve the invoice from Erie County Landfill for disposal of sludge in the amount of \$3,804.90. Ladd seconded the motion. Roll Call: Dress, yes; Ladd, yes; Duggan, yes; Faris, yes; Koehler, yes; McCann, yes. Motion carried.

**OZONE ALARM PURCHASE:**

Koehler moved to approve the purchase of an ozone alarm detection system and pump service from SCADA-Utility Instrumentation Services in the amount of \$5,466.09. Duggan seconded the motion. Roll Call: Faris, yes; Koehler, yes; McCann, yes; Duggan, yes; Dress, yes; Ladd, yes. Motion carried.

**OZONE GENERATOR WORK:**

Faris moved to approve Transtar Electric to complete ozone generator work in the amount of \$25,400.00. Ladd seconded the motion. Mayor McCann said EPA recommended Henry Biggert from Carroll Twp. look over the ozone project, since he is familiar with ozone and has successfully engineered one. The Village needs an accredited pilot program and would like to hire on Biggert as a consultant. If his Carroll township trustees allow him to help the Village part-time, the Mayor will call a special meeting for Council to consider hiring him for help. Vote for Transtar Electric work for \$25,400.00 followed. Roll Call: Duggan, yes; Faris, yes; McCann, yes; Dress, yes; Koehler, yes; Ladd, yes. Motion carried.



**NICK MICHAEL SEWER EXTENSION:**

Faris moved to approve a sewer line extension down Chapman Rd. requested by Nick Michael totally at his expense and along with the Village and County specifications and guidelines. Dress seconded the motion. Duggan asked if Michael sells his property, does the permission transfer. Mayor McCann said the permission does not transfer. If he puts a sewer line in first (before selling the property) that is permissible, but the request at this time is only for N. Michael. Roll Call: Dress, yes; Ladd, yes; Koehler, yes; McCann, yes; Duggan, yes; Faris, yes. Motion carried.

**STONEHENGE SEWER EXTENSION:**

Faris moved to approve a sewer line extension down Langram Rd. requested by the Benjamin family for the Stonehenge property. Faris also move to approve the same requirements and guidelines as Nick Michael's request. (See previous vote). Ladd seconded the motion. Roll Call: Dress, yes; Duggan, yes; Ladd, yes; Faris, yes; Koehler, yes; McCann, yes. Motion carried.

**FISCAL OFFICER ANNUAL TRAINING:**

Faris moved to approve the annual fiscal officer training for Niese to attend October 18, 2017 in Perrysburg. Dress seconded the motion. Voice vote: All, yes. Motion carried.

**OML ANNUAL CONFERENCE:**

F.O. Niese made copies of the information on attending the annual Ohio Municipal League conference to the councilmembers. The conference is being held November 1-3, 2017 in Columbus. Niese asked for her, Goaziou and Riddle to attend again this year. She also suggested Don Dress would benefit from attending the workshops and asked if anyone else would care to attend, please let her know so she can register the Village.

**UTILITY BILLING PROCEDURES:**

A committee meeting of the council was held to discuss auditor's immediate concerns with improper utility billing procedures. The meeting was called by the Fiscal Officer. Niese asked the council for guidance based on several concerns and an outline was provided to the council listing each issue. She asked if the council would like the utility clerk to change the utility billing computer to adhere to the policies set in 2015 and to notify customers accordingly, or if council would like to review the billing policies and procedures and make any changes they feel is necessary. Don Dress stated he wanted to present council with some ideas and recommendations. No action was taken by council at this time.

**UTILITY REPORT:**

Don Dress will review the billing policies set by council and bring forth some ideas. He has some concerns about the pilot program for the ozone system. He is looking forward to meeting with Henry Biggert and feels the Village may be able to lean on him for direction. Since Kowalski's departure from the sewer plant, a part-time operator may be a good short term plan to provide the necessary back up. Dress also passed out a written report to council. Faris also asked when the assessments would be completed, when those billings would be sent out and he would like to see a copy of it when ready. Riddle said Poggemeyer should have those done this week.

**FISCAL REPORT:**

Niese acknowledged a refund check from BWC for \$7,372.27 and having the council allow Riddle to attend monthly county safety meetings has worked in the Village's favor. Riddle thanked the F.O. for finding the program which resulted in the credit.

**PUBLIC PARTICIPATION:**

Opportunity was given, no one participated.

**ERIE ST. PROPERTY:**

Koehler moved to accept the original \$13.00 per square foot for the back portion of the Erie St. property and for legal Solicitor Wilber to draft a purchase agreement and ordinance to sell to the Put-in-Bay School. Faris seconded the motion. Roll Call: Duggan, yes; Ladd, yes; Faris, yes; Koehler, yes; Dress, yes; McCann, no. Vote: 5 yes, 1 no. Motion carried.

**EXECUTIVE SESSION:**

Solicitor Wilber asked for council to consider going into executive session to discuss pending litigation. Faris moved to enter into executive session to discuss with solicitor pending litigation. Ladd seconded the motion. Roll Call: Ladd, yes; Dress, yes; Duggan, yes; McCann, yes; Koehler, yes; Faris, yes. Motion carried at 9:46am.

Faris moved to come out of executive session and re-enter the regular council meeting. Ladd seconded the motion. Roll Call: Ladd, yes; Dress, yes; Duggan, yes; McCann, yes; Koehler, yes; Faris, yes. Motion carried at 9:57am.

**SETTLEMENT LETTER OF APOLOGY:**

Faris moved to authorize a letter of apology from litigation to be signed by Chief Riddle. Koehler seconded the motion. Roll Call: McCann, yes; Koehler, yes; Ladd, yes; Dress, yes; Faris, yes; Duggan, no. Vote: 5 yes, 1 no. Motion carried.

**LEGAL FOR STATE INVESTIGATION:**

President of Council Dress spoke with Solicitor Wilber regarding the search warrant and the need for extra Village representation due to the state’s investigation. Wilber is a named party in the investigation and is unable to provide legal assistance to the council. Dress will gather information and meet with outside firms so council can retain representation for state investigation.

**ADJOURN MEETING:**

Koehler moved to adjourn the regular meeting. Duggan seconded the motion. Voice vote; All, yes. Motion carried at 10:08 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Special Meeting of Council  
Monday, September 25, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Special Meeting on Monday, September 25, 2017, Mayor Bernard Mack McCann, called the meeting to order at 9:00 AM for the purpose of hiring a part-time consultant, Henry Biggert to aid and assist with the ozone system for the Water Department.

Roll Call: Faris, absent; Dress, absent; McCann, here; Koehler, here; Ladd, here; Duggan, here.

**HIRING BIGGERT FOR OZONE TREATMENT SYSTEM:**

Mayor McCann would like for the council to consider bringing on Henry Biggert from Carroll Twp. to help guide and assist with the ozone system at the Water Department. Poggemeyer is not well versed in an ozone system and the Village may not meet the EPA credits if a test pilot is not completed as protocol mandates for the ozone system. Biggert has gained permission from his board of township trustees to allow him to become hired by the Village on a part-time basis.

He is willing to help as a consultant but would like to be an employee so taxes and retirement qualifications are met. An agreement of \$500.00 weekly for 20 weeks, as an at-will employee both for the Village and Biggert (meaning the Village or he, himself can be released at any time).

Discussion took place to clarify Biggert's duties. He would work directly with the water operators, EPA, Poggemeyer, Mayor, Interim Administrator, Utility Supervisor, start up the test pilot program, educate, assist operators, detect and improve upon water functions and operations, and provide overall knowledge of the total HAB ozone treatment for the safety of the drinking water for the Village.

Cerny was in attendance and expressed concerns about a pilot program, and what type of guidance did EPA provide. He also voice concerns of projections, variables and trying to obtain an accurate formula for ozone ratios.

McCann moved to introduce Ordinance 1167-17 as an emergency to hire Henry Biggert as a part-time employee to do consulting work for the ozone project at \$500.00 per week as needed paid out of the Water Department fund. Duggan seconded the motion.

Additional questions were raised by Koehler; if algae bloom season was slowing down. Dress said no, in fact it was increasing recently. Koehler asked if operator DeZeeuw was included in all meetings. Riddle stated he was in favor of hiring on Biggert to help. And Koehler asked if daily testing should be done. Mayor McCann said that Biggert would help to address all of these questions. Riddle also said he was concerned about the rental equipment leaking ozone which may be harmful to the operators and Biggert would immediately look into a solution.

Council was ready to vote on Ordinance 1167-17 as introduced as an emergency by McCann and seconded by Duggan. Roll Call: Duggan, yes; Ladd, yes; Koehler, yes; McCann, yes. Motion carried.

McCann moved to waive the three reading rule on Ordinance 1167-17 to hire Biggert. Duggan seconded the motion. Roll Call: Ladd, yes; McCann, yes; Duggan, yes; Koehler, yes. Motion carried.

McCann moved to have Ordinance 1167-17 go into immediate effect. Duggan seconded the motion. Roll Call: Koehler, yes; McCann, yes; Duggan, yes; Ladd, yes. Motion carried.

Mayor McCann invited the council to attend the meeting on Monday, October 2, 2017 at 3:30 pm in the town hall assembly room with Poggemeyer and Henry Biggert, offering an opportunity to introduce themselves to him.

**PUBLIC PARTICIPATION:**

Cerny stated noise from the temporary chiller unit was an issue for him and his neighbors. He felt the compressor is also a huge problem. He explained that he had drawn up his own plans and gave those to Operator DeZeeuw and based on his opinion, directed him on how he would like to see the water operations run.

**ADJOURN:** Moved by McCann that we adjourn the Special Council Meeting. The motion was seconded by Ladd. Voice vote: All, yes. Motion carried at 9:29 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

## Minutes

### Rules/Ordinance Committee

Tuesday, October 3, 2017, 9:00 AM

Attendance: Kelly Faris, Dianne Duggan and Jeff Koehler, members; Chief of Police, Steve Riddle; Joe Cerny

A thorough discussion took place regarding the proposed ordinance to permit and regulate under-speed vehicles and utility vehicles.

There was a consensus among the committee members that single page ordinance would be appropriate in which the operators of the above type vehicles must comply with the Ohio Revised Code and the Ohio Administrative Code. The Ordinance will be presented to Council at the next regular meeting of the Council.

The Committee also reviewed a Special Events Ordinance. Members received information and will review the information. Another meeting will be held.

Meeting Adjourned 10:40 AM

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Minutes taken by Kelly Faris

Regular Meeting of Council  
Monday, October 9, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Monday, October 9 2017; it was called to order at 9:04 AM.

**Roll Call:**

Mr. Koehler, here; Ms. Duggan, absent; Mr. Faris, here; Mrs. Dress, here; Mrs. Ladd, here; Mr. McCann, here. Mayor McCann is absent; Pro-Tempore Jessica Dress will preside over the meeting.

**ORDINANCE 1170-17:**

Faris presented an Ordinance to permit and regulate the operation of Under-Speed Vehicles and Utility Vehicles within the Village. This draft by Faris would replace Ord.1160-17, not amend it.

**ORDINANCE 1171-17:**

Dress contacted the law firm, Walter-Haverfield for legal representation during State BCI and Ohio Ethics investigation. This ordinance would contract their services.

**PD PROBATION PERIODS:**

Mayor McCann was not at the meeting and did not yet give a formal recommendation for completion of Chief Riddle, Lt. Miller and Sgt. Taylor's six month probation periods.

**PUBLIC PARTICIPATION:**

Amy Newell-Huston supports and trusts the abilities of Chief Riddle and would like the Council to permanently appoint him as chief of police. She gave a personal testimony and was grateful for his help. Brad Olemacher thought the police department did a great job this season and supports Chief Riddle and Lt. Miller. He stated the life saving efforts, interaction with businesses and entire community are worth noting. He also wanted to acknowledge the Mayor's Court raised over \$100,000.00 for the Village due to the hard work of the department. Bob Gatewood knows there were several compliments for this year's police staff and would like to see this new PD administration get a good chance to continue representing the island in a positive direction. Fred Cerny of Banyan Cove also supports Chief Riddle and the department. Todd Blumensaadt appreciates the current police department and their professionalism.

Peter Huston attended an Island Summit on Beaver Island recently along with Russ & Lisa Brohl, Steve Poe, and Kristin Stanford. It was a gathering laying the foundation for a Great Lakes coalition, which allows all islands to communicate with each other. Next year's conference will be held on Madeline Island near Duluth, MN and he encouraged the Village Council to participate.

**ORDINANCE 1160-17:**

Wilber reviewed the proposed ordinance 1170-17 presented by Faris. Wilber stated there should be an adoption clause and asked if Council would like to include any penalty provision to the ordinance. Faris moved to amend the ordinance as directed by Solicitor Wilber with an adoption clause and a penalty provision. McCann seconded the motion. Roll Call: Koehler, yes; Faris, yes; Dress, yes; Ladd, yes; McCann, yes. Motion carried.

Faris moved to table the reading on Ordinance 1160-17 until next month to allow Wilber time to make the changes. McCann seconded the motion. Roll Call: McCann, yes; Ladd, yes; Faris, yes; Dress, yes; Koehler, yes. Motion tabled.

**ORDINANCE 1162-17:**

Faris moved to table Ordinance 1162-17 pertaining to Parades and Special Events until next month. Ladd seconded the motion. Roll Call: Koehler, yes; Faris, yes; McCann, yes; Ladd, yes; Dress, yes. Motion tabled.

**ORDINANCE 1165-17:**

Faris moved to table Ordinance 1165-17 to amend the Trash ordinance until next month. McCann seconded the motion. Roll Call: Faris, yes; Dress, yes; McCann, yes; Ladd, yes; Koehler, yes. Motion tabled.

**ORDINANCE 1167-17:**

Special meeting was held September 25<sup>th</sup> to hire a consultant for the ozone program, but only four of the six councilmembers were in attendance. McCann introduced Ordinance 1167-17 to hire Henry Biggert as a water department consultant. All other emergency motions were not valid due to a full quorum was not met.

Koehler moved to waive the three reading rule on Ordinance 1167-17 to hire Henry Biggert as a consultant. Faris seconded the motion. Roll Call: Ladd, yes; Faris, yes; Dress, yes; McCann, yes; Koehler, yes. Motion carried. Faris moved to make Ordinance 1167-17 an emergency. Ladd seconded the motion. Roll Call: McCann, yes; Faris, yes; Koehler, yes; Dress, yes; Ladd, yes. Motion carried. Faris moved to adopt Ordinance 1167-17 and place into immediate effect. Koehler seconded the motion. Roll Call: Koehler, yes; McCann, yes; Faris, yes; Ladd, yes; Dress, yes. Motion carried.

**ORDINANCE 1168-17:**

Koehler introduced Ordinance 1168-17 as an emergency to enter into a purchase agreement with the Put-in-Bay School for a back portion of the 248 Erie St. property, to be sold at \$13.00 per sq. ft. and to evenly split the survey cost. Koehler moved to waive the three reading rule on Ordinance 1168-17. Ladd seconded the motion. Roll Call: Dress, yes; Faris, yes; Koehler, yes; McCann, yes; Ladd, yes. Motion carried. Faris moved to declare Ordinance 1168-17 an emergency reading. Ladd seconded the motion. Roll Call: Ladd, yes; Dress, yes; McCann, yes; Faris, yes; Koehler, yes. Motion carried. Koehler moved to amend the Ordinance 1168-17 to split the cost with the PIB School for the land survey on the property agreement. Faris seconded the motion. Roll Call: Ladd, yes; Dress, yes; McCann, yes; Koehler, yes; Faris, yes. Motion carried. Faris moved that Ordinance 1168-17 be adopted and go into immediate effect. Ladd seconded the motion. Roll Call: Faris, yes; McCann, yes; Ladd, yes; Dress, yes; Koehler, yes. Motion carried.

**ORDINANCE 1169-17:**

Faris introduced Ordinance 1169-17 to protect and preserve tree lawns.

**MINUTES:**

Koehler moved to accept the minutes of the July 3, 2017 meeting. Ladd seconded the motion. Voice vote: Dress opposed, all others accepted. Motion carried.

Faris moved to accept the minutes of the August 17, 2017 meeting. Koehler seconded the motion. Voice vote: All, yeses. Motion carried.

Faris moved to accept the minutes of the September 18, 2017 meeting. Ladd seconded the motion. Voice vote: All, yeses. Motion carried.

Koehler moved to accept the minutes of the September 25, 2017 Special meeting. Ladd seconded the motion. Voice vote: All, yeses. Motion carried.

**FINANCIALS:**

Faris moved to approve all August 2017 financial statements, bills, purchase orders, payments and appropriations submitted. Ladd seconded the motion. Voice vote: All, yeses. Motion carried.

**REFUND EMPLOYEE HOUSING SECURITY DEPOSIT:**

Faris moved to refund \$462.50 back to Doug Miller for townhouse employee housing security deposit. McCann seconded the motion. Voice vote: All, yeses. Motion carried.

**EMPLOYEE PAY-OUT FOR KOWALSKI:**

Faris moved to approve Zach Kowalski's request for payout of his vacation (40.75hrs) and comp time (0.25hr). Ladd seconded the motion. Voice vote: All, yeses. Motion carried.

**COMMITTEE RE-ASSIGNMENTS:**

Farsi moved to accept the changes of switching Ladd and Dress on the committee seats. Koehler seconded the motion. Voice vote: All, yeses. Motion carried.

**FISCAL REPORT:**

Niese asked Council for availability during winter months to begin scheduling meeting dates for 2018. Ladd and Dress suggested the possibility of holding meetings on Wednesdays instead of Mondays. Koehler had asked in a previous meeting about electronically attending meetings, such as Skype. Niese provided an article from the Cities & Villages publication from the Ohio Municipal League. It explains that the State of Ohio does not allow calling in by any electronic means presently, it may be plausible in the future. To comply with the Ohio Sunshine Laws and Open Public Meeting Act, each voting member of a board or council must be present and allow public to attend every meeting. Niese also asked if council would like to attend the annual OML conference.

**UTILITY REPORT:**

Don Dress is requesting \$4,750.00 to Poggemeyer for services to update and combine the water and sewer assessment data. Faris moved to approve \$4,750.00 for Poggemeyer to update and provide the assessment information. Ladd seconded the motion. Roll Call: McCann, yes; Koehler, yes; Faris, yes; Dress, yes; Ladd, yes. Motion carried.

**COMMITTEE REPORTS:**

Faris asked Wilber about the Mayor's ability to drive. Wilber pointed out differences between the ORC and the Village's proposed ordinance on slow moving vehicles. There is discussion of what a slow-moving vehicle is compared to a golf cart, ATV, and other utility types. Concerns of inspections, inspection fees, registrations, insurance, liabilities and other issues were brought up.

**EXECUTIVE SESSION:**

Dress moved to enter into executive session to discuss to discuss certain personnel issues including the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee or official. Faris seconded the motion. Roll Call: Dress, yes; Ladd, yes; McCann, yes; Faris, yes; Koehler, yes. Motion carried at 10:03 am.

Riddle asked to speak to Council in open meeting before entering into executive session. Riddle acknowledged the hiring of a new full-time officer and the promotion and raise for another would require no additional funding and could stay within the budget. He is looking to build upon a great team and takes full responsibility for directing the officers and their actions.

Council entered into executive session at 10:05 am.

McCann moved to come out of executive session and re-enter the regular council meeting. Ladd seconded the motion. Roll Call: Faris, yes; Koehler, yes; McCann, yes; Ladd, yes; Dress, yes. Motion carried at 10:56 am.



**HIRE FULL-TIME POLICE LT. CIMPERMAN:**

Faris moved to hire David Cimperman, Jr. as a Lieutenant in a full-time position at \$48,000.00 annual salary including benefits with a six month probation period effective today. Ladd seconded the motion. Roll Call: Dress, yes; McCann, yes; Faris, yes; Koehler, yes; Ladd, yes. Motion carried.

**RANK AND SALARY INCREASE FOR LT. MILLER:**

Farsi moved to increase Lt. Doug Miller’s salary to \$58,000.00 and rank to Captain. McCann seconded the motion. Concerns that the Mayor did not formally give his recommendation of passing the probation period completion and the ranking of Captain is not currently on the salary ordinance were raised. Roll Call: Ladd, no; Faris, yes; Dress, no; McCann, yes; Koehler, no. Vote: 2 yes, 3 no. Motion failed.

**ORDINANCE 1171-17:**

Solicitor Wilber excused himself out of Council Chambers immediately citing a possible conflict of interest due to a State investigation.

Faris introduced Ordinance 1171-17 to retain the legal firm of Walter-Haverfield to represent the Village during a State investigation and declare it an emergency.

Faris moved to call Ordinance 1171-17 to retain legal counsel an emergency. Ladd seconded the motion. Roll Call: Koehler, yes; Dress, yes; Ladd, yes; Faris, yes; McCann, yes. Motion carried.

Faris moved to waive the three reading rule on Ordinance 1171-17 for legal representation of Walter-Haverfield. Ladd seconded the motion. Roll Call: Faris, yes; Koehler, yes; McCann, yes; Ladd, yes; Dress, yes. Motion carried.

Faris moved to adopt Ordinance 1171-17 and have it go into immediate effect. McCann seconded the motion. Roll Call: Faris, yes; Koehler, yes; McCann, yes; Ladd, yes; Dress, yes. Motion carried.

Mr. Wilber was called back and returned to the open regular council meeting.

**ONE ISLAND – ONE GOVERNMENT:**

Faris motioned under direction of Council to be assigned to look into timeline and cost to merge the Village and Township to become one government for the entire island. Ladd seconded the motion. Roll Call: Dress, yes; McCann, no; Faris, yes; Ladd, yes; Koehler, yes. Vote: 4 yes, 1 no. Motion carried.

**EPA NOTICE OF VIOLATION:**

Riddle will ask for a letter from DeZeeuw why the correct format wasn’t used to notify customers to comply with EPA requirements. Riddle is monitoring how many violations from the operator and how often.

**HOUSING AGREEMENTS:**

Employees residing in Village townhouses have been notified on a few occasions regarding signing housing agreements but have refused. Clerk asked for direction from Council on how to move forward. Committees are to review along with other benefits and employment policies.

**CHIEF REPORT:**

Riddle stated that the police department was involved with the PIB School on an active shooter drill. They successfully gathered good information to be prepared.

**ADJOURN MEETING:**

McCann moved to adjourn the regular meeting. Ladd seconded the motion. Voice vote; All, yes. Motion carried at 11:08 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Committee Meeting – Utilities  
Thursday, October 19, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Water/Sewer Committee of the Village of Put-in-Bay met for a meeting on Thursday, October 19, 2017 at 9:00 AM to discuss utility billing procedures, rules and regulations, rates, assessments and fees for extra services.

Attendance: Jeff Koehler, Michael McCann, Fiscal Officer/Clerk Niese, Paula Ladd, Don Dress, Steve Riddle, Joy Urge

Current rates were reviewed by the committee.

Fire suppression systems; it was determined does not go through meters and usage is not read.

Consideration of a turn on/shut off fee should be established (\$15.00 – \$20.00). Many seasonal residents call for the Village to provide this service in spring and fall.

Discussion of old brass meters, back flow preventers, winterizations done by customers and leaks are the customer's liability. Better tracking to determine if it is Village or customer's responsibility for any costs incurred by high bills, parts, labor and repairs when needed.

Billing procedures, on-line payments, delinquent accounts, late fees and penalties were discussed. Determination on billing procedures and any changes still needed to be brought to Council for approval.

Don Dress stated extra lab services are no longer being done.

Processing and accepting sludge vs. cost and expenditures were debated. Slowing down the process and drying to make weight and condensing mass may lower costs. Vendors, sludge liners and ferry charges have increased over the last few years. Increasing cost to accept sludge may be needed. A new drying hopper may help reducing waste. Don Dress will ask Mewhorter if Poggemeyer ever estimated costs for another drying hopper.

MEETING ADJOURNED AT 10:35 AM.

Special Meeting

Monday, October 30, 2017

11:15 AM

Put-in-Bay Town Hall

Attendance: Paula Ladd, Jessica Dress, Kelly Faris, and Michael McCann.

The president of Council of the Village of Put-in-Bay called a Special Meeting on Monday, October 30, 2017, at 11:15 A.M. to consider and discuss the investigation of a complaint against a Village official and to meet with an attorney for the Village of obtain legal advice.

Moved by Jessica Dress to enter into executive session with R. Todd Hunt, Attorney at Law, of the legal firm of Walter and Haverfield to consider and discuss the investigation of a complaint against a Village official. Second by Paula Ladd.

Roll Call Vote: Dress, yes; Ladd, yes; Faris, yes; McCann, yes. Council entered into executive session at 10:26 AM.

Moved by Paula Ladd to adjourn executive session. Second by Jessica Dress. The council returned to general session at 11:50 AM.

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Kelly Faris

Regular Meeting  
Council of the Village of Put-in-Bay  
Monday, November 13, 2017

[**Note:** The Fiscal Officer of the Village of Put-in-Bay was removed from her position in May 2018. The November 2017 Minutes had not been typed by her. The Minutes have been typed by Kelly Faris, Member of Council, from her rough notes taken during the meeting.]

The Council of the Village of Put-in-Bay met in regular session on Monday, November 13, 2017, Mayor Bernard McCann, presiding. Roll Call: Jessica Dress, Paula Ladd, Diane Duggan, Kelly Faris, present. Michael McCann and Jeff Koehler, absent. The Fiscal Officer Kelly Niese was in attendance.

**ORDINANCE 1160-17: AN ORDINANCE ENACTED TO PERMIT AND REGULATE THE OPERATION OF UNDER-SPEED VEHICLES AND UTILITY VEHICLES IN THE VILLAGE AND PROVIDE FOR THEIR INSPECTION BY THE VILLAGE OF PUT-IN-BAY AND DECLARING AN EMERGENCY:**

Moved by Duggan to table Ordinance 1160-17. Second by Paula Ladd. Roll Call: Jessica Dress, yes; Paula Ladd, yes. Diane Duggan, yes; Kelly Faris, yes. Motion carried. Ordinance 1160-17 tabled.

**ORDINANCE 1162-17: AN ORDINANCE AMENDING CHAPTER 810 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY, RENAMING THE CHAPTER SPECIAL EVENTS AND PARADES AND DECLARING AN EMERGENCY:**

Moved by Kelly Faris to table Ordinance 1162-17. Second by Diane Duggan. Roll Call: Jessica Dress, yes; Paula Ladd, yes. Diane Duggan, yes; Kelly Faris, yes. Motion carried. Ordinance 1162-17 tabled.

**ORDINANCE 1165-17: AN ORDINANCE AMENDING ORDINANCE NO. 1155-17 ESTABLISHING REQUIREMENT FOR THE SERVICING OF WASTE CONTAINERS, DUMPSTERS AND TRASH COMPACTORS USED OR MAINTAINED FOR THE COLLECTION, STORAGE OR DISPOSAL OF WASTES FROM BUSINESSES AND COMMERCIAL ESTABLISHMENT AND DECLARING AN EMERGENCY:**

Jessica Dress moved the third and final reading and adoption of Ordinance 1165-17. Second by Paula Ladd. Roll Call: Jessica Dress, yes; Paula Ladd, yes. Diane Duggan, yes; Kelly Faris, yes. Motion carried. Ordinance 1165-17 adopted.

**ORDINANCE 1169-17: AN ORDINANCE TO PROTECT AND PRESERVE TREE LAWNS:**

Kelly Faris moved the second reading of ordinance 1169-17. Second by Diane Duggan. Roll Call: Jessica Dress, yes; Paula Ladd, yes. Diane Duggan, yes; Kelly Faris, yes. Motion carried. Second Reading of Ordinance 1169-17 approved.

**ORDINANCE 1174-17 AN ORDINANCE AMENDING SECTION OF T ORDINANCE 1152-17 SETTING SALARIES AND COMPENSATION FOR CERTAIN OFFICERS AND EMPLOYEES OF THE VILLAGE OF PUT-IN-BAY, OHIO, AND DECLARING AN EMERGENCY:**

Jessica Dress introduced Ordinance 1174-17.  
The first reading of Ordinance 1174-47 approved.

**Minutes, October 10 Ordinance Committee Meeting:**

Moved by Diane Duggan that the Minutes of the Ordinance Committee Meeting of October 10, 2017, be approved. Second by Paula Ladd. Voice vote. All yes. Motion carried.

**Minutes of the Special Meeting of October 30, 2017:**

Moved by Jessica Dress that the Minutes of the Special Meeting of October 30, 2017, be approved. Second by Paula Ladd. Voice vote. All yes. Motion carried.

**September Financial Statement/Reports /Bills/Purchase Orders/Appropriations:**

Moved by Paula Ladd that the September Financial Statement/Reports /Bills/Purchase Orders/Appropriations be approved. Second by Diane Duggan. Voice vote. All yes. Motion carried.

**October Financial Statement/Reports /Bills/Purchase Orders/Appropriations:**

Moved by Paula Ladd that the October Financial Statement/Reports /Bills/Purchase Orders/Appropriations be approved. Second by Jessica Dress. Voice vote. All yes. Motion carried.

**Letters and Materials:**

Moved by Diane Duggan that all letters and materials be approved. Second by Jessica Dress. Voice vote. All yes. Motion carried.

**Sale of Property to Put-in-Bay Local School District:**

Moved by Kelly Faris that the Village of Put-in-Bay enter into a contract to sell a portion of the Frederick Property (Erie Street) to Put-in-Bay Local School District. Second by Paula Ladd. Roll Call: Jessica Dress, yes; Paula Ladd, yes. Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Probation of Police Officers Riddle, Miller, and Taylor:**

The Mayor recommended that no action be taken at this meeting of the approval of the probation period.

**Senney Sewer Line Extension on Chapman Road:**

Moved by Kelly Faris that the sewer line extension as requested by Mr. Senney be approved if the line complies with Village of Put-in-Bay ordinances, Ottawa County rules and regulations, and any and all requirements of the Ohio Environmental Protection Agency. Second by Jessica Dress. Roll Call: Jessica Dress, yes; Paula Ladd, yes. Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Water Fund Increased in Expenditures:**

Moved by Paula Ladd that the expenditures for the Water Department be increased by \$60,000.00. Second by Jessica Dress. Roll Call: Jessica Dress, yes; Paula Ladd, yes. Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Water Fund Increase in Expenditures for Ozone Project:**

Moved by Jessica Dress that the Water Department budget be increased by \$110,000.00 for the revenue involved in the Village Ozone Project. Second by Kelly Faris. Roll Call: Jessica Dress, yes; Paula Ladd, yes. Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**The following items were discussed:**

The billing procedures for water/sewer: late fees and interest fees; the schedule for 2018 Council meetings; the salary ordinance may need to be revised; Debbie Parker from the Bernard Insurance Company will attend the December meeting to review options for health care coverage for Village employees; the temporary Ozone system will be removed from the Water plant; the shoreline erosion at the Water plant needs to be addressed (a permit may be needed); the Water Distribution Model for the Village is being completed by Poggemeyer Design Group; Poggemeyer needs additional information from the Village; concern was expressed that a Village Administrator has not been hired.

**Public Participation:**

During public participation, a number of people expressed support of the Put-in-Bay Police Department for its professionalism and urged that the probation for the three officers be approved by the Council.

**Adjourn:**

Moved by Kelly Faris to adjourn. Second by Paula Ladd. Voice vote. All yes. Motion carried.

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Special Meeting  
Council of the Village of Put-in-Bay  
Monday, December 4, 2017 – 9:00 AM

**[Note:** The Fiscal Officer of the Village of Put-in-Bay was removed from her position in May 2018. The November 2017 Minutes had not been typed by her. The Minutes have been typed by Kelly Faris, Member of Council, from her rough notes taken during the meeting.]

The Council of the Village of Put-in-Bay met in special session on Monday, December 4, 2017, Mayor Bernard McCann, presiding. Roll Call: Michael McCann, Jeff Koehler, Jessica Dress, Diane Duggan, Kelly Faris, present. Paula Ladd, absent. The Fiscal Officer Kelly Niese was in attendance.

**Executive Session:**

Moved by Jessica Dress to enter into executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. Second by Jeff Koehler. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Diane Duggan, yes; and Kelly Faris, yes. Council entered executive session at 9:05 AM.

Moved by Dianne Duggan to return from executive session. Second by Jessica Dress. . Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Diane Duggan, yes; and Kelly Faris, yes. Council returned from executive session at 9:30 AM.

**Probation Period of Steve Riddle as Chief of Police:**

Moved by Dianne Duggan that the probationary period for Steve Riddle as Chief of Police of the Village of Put-in-Bay be approved. Second by Kelly Faris. . Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Diane Duggan, yes; and Kelly Faris, yes. Motion carried.

**Probation Period of Doug Miller as Full-time Police Officer:**

Moved by Dianne Duggan that the Probation Period of Doug Miller as Full-time Police Officer of the Village of Put-in-Bay be approved. Second by Kelly Faris. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Diane Duggan, yes; and Kelly Faris, yes. Motion carried.

**Probation Period of Mike Taylor as Full-time Police Officer:**

Moved by Jessica Dress that the Probation Period of Doug Miller as Full-time Police Officer of the Village of Put-in-Bay be approved. Second by Kelly Faris. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Diane Duggan, yes; and Kelly Faris, yes. Motion carried.



**ORDINANCE 1175-17: AN ORDINANCE PROVIDING FOR THE ISSUANCE OR NOT TO EXCEED \$1,300,000.00 OF NOTES BY THE VILLAGE OF PUT-IN-BAY, OHIO, IN ANTICIPATION OF THE ISSUANCE OF BONDS FOR THE PURPOSE OF PAYING THE COST OF ACQUIRING CERTAIN REAL ESTATE IN THE VILLAGE, AND DECLARING AN EMERGENCY.**

Kelly Faris introduced Ordinance 1175-17 as an emergency ordinance.

Moved by Dianne Duggan that ordinance 1175-17 be treated as an emergency. Second by Kelly Faris. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Diane Duggan, yes; and Kelly Faris, yes. Motion carried.

Moved by Jessica Dress that the three reading rule be waived. Second by Dianne Duggan. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Diane Duggan, yes; and Kelly Faris, yes. Motion carried.

Moved by Faris that Ordinance 1175-17 be approved and adopted and go into effect immediately. Second by Dianne Duggan. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Diane Duggan, yes; and Kelly Faris, yes. Motion carried.

**Sale of Property to Put-in-Bay Local School District:**

Moved by Kelly Faris that the Village of Put-in-Bay sell a portion of the Frederick property to Put-in-Bay School. Second by Jeff Koehler. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Diane Duggan, yes; and Kelly Faris, yes. Motion carried.

**Adjourn:**

Moved by Jessica Dress to adjourn. Second by Dianne Duggan. Voice vote. All yes. Motion carried. 9:42 AM.

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Regular Meeting  
Council of the Village of Put-in-Bay  
Monday, December 11, 2017 – 9:00 AM

[**Note:** The Fiscal Officer of the Village of Put-in-Bay was removed from her position in May 2018. The November 2017 Minutes had not been typed by her. The Minutes have been typed by Kelly Faris, Member of Council, from her rough notes taken during the meeting.]

The Council of the Village of Put-in-Bay met in regular session on Monday, December 11, 2017, Mayor Bernard McCann, presiding. Roll Call: Jessica Dress, Paula Ladd, Diane Duggan, Kelly Faris, Michael McCann, Jeff Koehler, present. The Fiscal Officer Kelly Niese was in attendance.

**Ordinance 1160-17 AN ORDINANCE ENACTED TO PERMIT AND REGULATE THE OPERATION OF UNDER-SPEED VEHICLES AND UTILITY VEHICLES IN THE VILLAGE AND PROVIDE FOR THEIR INSPECTION BY THE VILLAGE OF PUT-IN-BAY AND DECLARING AN EMERGENCY:**

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Moved by Duggan to table Ordinance 1160-17. Second by Paula Ladd. Roll Call: Jessica Dress, yes; Paula Ladd, yes; Michael McCann, yes; Jeff Koehler, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried. Ordinance 1160-17 tabled.

**Ordinance 1162-17 Amending Ch. 810 – AN ORDINANCE AMENDING CHAPTER 810 OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PUT-IN-BAY, RENAMING THE CHAPTER SPECIAL EVENTS AND PARADES AND DECLARING AN EMERGENCY:**

Moved by Kelly Faris to table Ordinance 1162-17. Second by Diane Duggan. Roll Call: Jessica Dress, yes; Paula Ladd, yes. Michael McCann, yes; Jeff Koehler, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried. Ordinance 1162-17 tabled.

**ORDINANCE 1165-17: AN ORDINANCE AMENDING ORDINANCE NO. 1155-17 ESTABLISHING REQUIREMENT FOR THE SERVICING OF WASTE CONTAINERS, DUMPSTERS AND TRASH COMPACTORS USED OR MAINTAINED FOR THE COLLECTION, STORAGE OR DISPOSAL OF WASTES FROM BUSINESSES AND COMMERCIAL ESTABLISHMENT AND DECLARING AN EMERGENCY:**

Jessica Dress moved the third and final reading and adoption of Ordinance 1165-47. Second by Paula Ladd. Roll Call: Jessica Dress, yes; Paula Ladd, yes; Michael McCann, yes; Jeff Koehler, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried. Ordinance 1165-17 adopted.

**ORDINANCE 1169-17: AN ORDINANCE TO PROTECT AND PRESERVE TREE LAWNS:**

Kelly Faris moved the second reading of ordinance 1169-17. Second by Diane Duggan. Roll Call: Jessica Dress, yes; Paula Ladd, yes. Diane Duggan, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried. Second Reading of Ordinance 1169-17 approved.

**ORDINANCE 1174-17 AN ORDINANCE AMENDING SECTION OF ORDINANCE 1152-17 SETTING SALARIES AND COMPENSATION FOR CERTAIN OFFICERS AND EMPLOYEES OF THE VILLAGE OF PUT-IN-BAY, OHIO, AND DECLARING AN EMERGENCY:**

Jessica Dress introduced Ordinance 1174-17.  
The first reading of Ordinance 1174-47 approved.

**ORDINANCE 1172-17 AN ORDINANCE APPOINTING GEORGE C. WILBER AS PROSECUTOR FOR THE VILLAGE OF PUT-IN-BAY, OHIO:**

Kelly Faris introduced Ordinance 1172-17 as an emergency.

Moved by Kelly Faris that Ordinance 1172-17 be treated as an emergency. Second by Jeff Koehler. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Diane Duggan, yes; Kelly Faris, yes; Paula Ladd, yes. Motion carried.

Moved by Kelly Faris that the three reading rule be waived. Second by Dianne Duggan. Roll Call: Michael McCann, yes; Paula Ladd, yes; Jeff Koehler, yes; Jessica Dress, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

Moved by Kelly Faris that Ordinance 1172-17 be approved and adopted and go into effect immediately. Second by Paula Ladd. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried. Ordinance 1172-17 adopted.

**ORDINANCE 1178-17 AN ORDINANCE AUTHORIZING AN EXTENSION OF THE CURRENT AGREEMENT FOR POLICE SERVICES BETWEEN THE VILLAGE, TOWNSHIP, AND PORT AUTHORITY:**

Kelly Faris introduced Ordinance 1178-17 as an emergency.

Moved by Jessica Dress that Ordinance 1178-17 be treated as an emergency. Second by Dianne Duggan. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Diane Duggan, yes; Kelly Faris, yes; Paula Ladd, yes. Motion carried.

Moved by Kelly Faris that the three reading rule be waived. Second by Dianne Duggan. Roll Call: Michael McCann, yes; Paula Ladd, yes; Jeff Koehler, yes; Jessica Dress, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

Moved by Kelly Faris that Ordinance 1178-17 be approved and adopted and go into effect immediately. Second by Paula Ladd. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried. Ordinance 1178-17 adopted and in immediate effect.

**2018 Meetings of the Council of the Village of Put-in-Bay:**

Moved by Jessica Dress that the 2018 Meetings of the Council of the Village of Put-in-Bay be held on the second Wednesday of each month at 9:00 AM and that the Workshop Meetings be held the first Wednesday of each month at 9:00 AM. Second by Paula Ladd. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**November Financial Statement/Reports /Bills/Purchase Orders/Appropriations:**

Moved by Jessica Dress that the November Financial Statement/Reports /Bills/Purchase Orders/Appropriations be approved. Second by Paula Ladd. Voice vote. All yes. Motion carried.

**Letters and Materials:**

Moved by Diane Duggan that all letters and materials be approved. Second by Jeff Koehler. Voice vote. All yes. Motion carried.

**Village of Put-in-Bay Tree Commission – Arbor Day Celebration:**

Moved by Jessica Dress that Council approve the request from the Village of Put-in-Bay Tree Commission to hold an Arbor Day celebration on Friday, April 27, 2018, 4:00 PM. Two Bur Oak trees will be planted in DeRivera Park, and that the Village approve \$500.00 for the expenses involved in the Arbor Day Celebration and approve Lisa Brohl to serve a three year

term as a member of the Tree Commission. Second Dianne Duggan. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Ohio Public Works Commission Loan Payment:**

Moved by Kelly Faris that the OPWC semi-annual debt payment of \$19,949.32 be approved. Second by Dianne Duggan. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Ohio Water Development Authority Loan Payment:**

Moved by Kelly Faris that the OWDA semi-annual debt payment of \$142,217.81 be approved. Second by Jeff Koehler. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Interest Payment to US Bank for Real Estate Bond:**

Moved by Dianne Duggan that the interest payment due to US Bank for the Securities Real Estate Bond Note in the amount of \$25,927.78 be paid. Second by Paula Ladd. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Miller Boat Line Passes for 2018:**

Moved by Kelly Faris that the Village approve 5 Miller Boat Line passes for the police department and 2 Miller Boat Line passes for the dock employees. Second by Jessica Dress. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Doug Knauer Raise:**

Doug Knauer has received has Class II license. Moved by Dianne Duggan that Doug Knauer receive an increase in pay to \$21.00 per hour. Second by Paula Ladd. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Pre-Payment of Fuel Oil for Town Hall:**

Moved by Kelly Faris that the Council approve \$25,000.00 for the purchase of fuel oil for the Town Hall. Second by Paula Ladd. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Pre-Payment of gasoline for the police Department:**

Moved by Jessica Dress that the Village approve \$3,000.00 for the purchase of gasoline for the Police Department. Second by Dianne Duggan. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Pre-Payment of gasoline for the utilities department:**

Moved by Dianne Duggan that the Village approve \$3,000.00 for the purchase of gasoline for the utilities department. Second by Paula Ladd. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Health Care for Employees:**

Debbie Parker from the Bernard Insurance Company reviewed the present health care coverage for Village employees and reviewed potential changes in health care coverage which may be mandated by the government.

Moved by Kelly Faris that the Village continue with the present health care coverage for Village employees. Second by Jessica Dress. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Allocation of work areas for payroll charges for employees:**

Moved by Kelly Faris that payroll hours for the named employees be allocated as follows: Ann Auger: ¼ Town Hall, ¼ Water, ¼ Sewer, ¼ Docks; Jim Glauser: ½ Sewer; ¼ Streets; ¼ Parks; Chris Ladd: ½ Sewer, ¼ Water, ¼ Parks; Scott Sneller: ½ Streets, ¼ Parks, ¼ Sewer. Second by Dianne Duggan. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Utility Billing Procedures:**

Moved by Kelly Faris that legal counsel be directed to prepare an ordinance to deal with penalties, late fees, due dates, and grace periods and any other areas of the present ordinance that need revision. Second by Paula Ladd. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Back Bay Condo Association:**

Moved by Jeff Koehler that as the result of a water leak and the fact that the water did not go through the wastewater treatment system and consistent with past policies, the Village forgive \$511.21 from the water bill of the Back Bay Condo Association. Second by Kelly Faris. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**OE Meyers Bill:**

Moved by Kelly Faris that the invoice in the amount of \$12,790.59 for oxygen used in the Village Ozone System be approved. Second by Jeff Koehler. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Water and Sewer Rates:**

Moved by Dianne Dress that consistent with the present Village Ordinance, commercial and residential water and sewer rates be increased by three percent (3%). Second by Paula Ladd. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Installation of Cell Phone Antennas:**

Moved by Kelly Faris that on review and approval of Village Legal Counsel and approval of the Village administrator, the Village approve the installation of small cell antennas on various telephone poles within the Village by the Mobilitie Company. Second by Jeff Koehler. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Clemans-Nelson and Associates:**

Since these services are no longer needed by the Village, moved by Kelly Faris that the legal services of Clemans-Nelson and Associates be terminated. Second by Paula Ladd. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**Dockage Rates:**

Moved by Kelly Faris that the dockage rates at the Put-in-Bay Public Marina remain the same as they were in 2017. Second by Dianne Duggan. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Paula Ladd, yes; Diane Duggan, yes; Kelly Faris, yes. Motion carried.

**The following items were discussed:**

No Swimming signs have been ordered for the Docks; a flood light has been installed in the Town Hall parking lot; the staffing of the water and sewer plant; the golf cart ordinance/inspections; need to repair the sink in the Town Hall kitchen.

On behalf of the residents, visitors, and members of council, Paula Ladd thanked Dianne Duggan for her service as a member of the Council of the Village of Put-in-Bay. Ms. Duggan's term will expire at the end of the month.

**Adjourn:**

Moved by Kelly Faris to Adjourn. Second by Paula Ladd. Voice vote. All yes. Motion carried.

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Regular Meeting of Council  
Wednesday, January 10, 2017  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday, January 10, 2018 and it was called to order at 9:01 AM; Mayor McCann presided.

Roll Call: Mr. Koehler, here; Mrs. Dress, absent; Mr. Faris, here; Mr. Boyles, here; Mr. McCann, here; Mrs. Ladd, here. Solicitor Anderson is absent from meeting.

**MINUTES:**

Fiscal Officer Niese is trying to catch up on preparing all the minutes for the previous meetings due to BCI investigation, heavy workload, public record requests and ongoing audit. Notebooks were taken and recently returned. Several are listed on the agenda and more will be added in the upcoming months to catch back up.

**ORDINANCE 1162-17:**

Ordinance 1162-17 Special Events and Parades is being reviewed by legal and will have future recommendations.

**ORDINANCE 1174-17:**

Faris moved to hold the second reading for Ord. 1174-17 to amend the salary ordinance. Ladd seconded the motion. Roll Call: Boyles, yes; McCann, yes; Ladd, yes; Faris, yes; Koehler, yes. Motion carried.

**ORDINANCE 1179-18:**

Koehler introduced Ord. 1179-18 annual increasing of water and sewer rates as a first reading.

**ORDINANCE 1180-18:**

Faris moved to introduce Ord. 1180-18 amending the Police Chain of command as an emergency. Faris moved to accept Ordinance 1180-18 as an emergency. The motion was seconded by McCann. Roll Call: Koehler, yes; McCann, yes; Ladd, yes; Boyles, yes; Faris, yes. Motion carried. Faris moved to waive the three reading rule for Ord. 1180-18. McCann seconded the motion. Roll Call: Faris, yes; McCann, yes; Ladd, yes; Boyles, yes; Koehler, yes. Motion carried. Faris moved that Ordinance 1180-18 go into immediate effect. McCann seconded the motion. Roll Call: Boyles, yes; McCann, yes; Faris, yes; Koehler, yes; Ladd, yes. Motion carried.

**ORDINANCE 1181-18:**

There are several questions for the solicitor regarding Ord. 1181-18 enacting Title Fourteen – under speed and slow moving vehicles. It is tabled until Solicitor Anderson can be here to discuss with Council.

**MINUTES:**

Faris moved to accept all the minutes as listed on the agenda (Reg. 8/14/17, Special 8/7/17, Utility notes 8/29/17, Reg. 10/9/17, Utility notes 10/19/17, Special 10/26/17, Special 10/30/17). Koehler seconded the motion. Roll Call: Boyles, abstained; McCann, yes; Faris, yes; Koehler, yes; Ladd, yes. Motion carried.

**RESIGNATION LETTER – JOYCE:**

Koehler moved to accept the resignation letter from Tony Joyce of the Water Department effective December 30, 2017. McCann seconded the motion. Voice vote; All, yes. Motion carried.

**REFUNDS TO JOYCE:**

Faris moved to allow the refund of rental security deposit and payroll withholding reimbursements owed to Tony Joyce. Ladd seconded the motion. Voice vote; All, yes. Motion carried.



**COUNCIL RULES:**

Faris moved accept the 2018 amended council rules and also recommended to change the Rules – Chapter 1.09 Minutes to state “Readings should be approved at a formal meeting”. Koehler seconded the motion. Voice vote; All, yes. Motion to approve council rules carried.

- *Special note: 2018 Council Rules read as follows - (Sec. 1.09 Reading of Minutes: Minutes of the Council meetings may be approved without a formal reading.)*

*F.O. Niese spoke with Solicitor Anderson; reading of minutes must take place at a regular council meeting, the formal reading references waving the formal three reading rule. It will stand as “may be approved without a formal reading” since it does not relate to a type of meeting.*

**PRESIDENT PRO TEMPORE:**

Faris moved to re-appoint Jessica Dress as president of council for 2018. Ladd seconded the motion. Roll Call: Faris, yes; Koehler, yes; McCann, yes; Boyles, yes; Ladd, yes. Motion carried.

**COMMITTEE SEATS:**

Ladd moved to accept the committee seats including Boyles in place of Duggan and Ladd switched with Dress on Utilities committee. Boyles seconded the motion. Voice vote; All, yes. Motion carried.

**COUNCIL REP FOR ZONING:**

Ladd moved to approve Boyles as Council representative for the Planning Commission. Faris second the motion. Voice vote; All, yes. Motion carried.

**PAYROLL PAY DATES:**

Faris moved to approve the 2018 payroll pay dates as presented by the Fiscal Officer. Ladd seconded the motion. Voice vote; All, yes. Motion carried.

**MAYOR’S COURT DATES:**

Faris moved to approve the 2018 Mayor’s Court schedule as presented by the clerk. Koehler seconded the motion. Voice vote; All, yes. Motion carried.

**SMALL CELL ANTENNA AGREEMENT:**

Faris moved to approve an agreement allowing Mobilitie to place small cell antennas on utility poles within the Village. McCann seconded the motion. Voice vote; All, yes. Motion carried.

**SPECIAL EVENTS – THWAITE:**

Faris moved to allow Oliver Thwaite’s request to hold special events (5Ks) on 4/28/18, 8/4/18 and 8/26/18 . The motion was seconded by Koehler. Voice vote; All, yes. Motion carried.

**MILLER – RANK TO CAPTAIN AND SALARY INCREASE:**

Faris moved to immediately approve Doug Miller’s PD ranking to Captain and approve his salary increase to \$58,000.00 on the day the final reading for salary ordinance (1174-17) is passed. \*February 14, 2018 the salary ordinance passed. McCann seconded the motion. Roll Call: Koehler, yes; McCann, yes; Ladd, no; Faris, yes; Boyles, yes. Vote: 4 yes, 1 no. Motion carried.

**PD TRAINING – TRAVEL EXPENSES:**

Faris moved to approve travel expenses for active shooter training, for two police officers not to exceed \$1,000.00. Ladd seconded the motion. Voice vote; All, yes. Motion carried.

**KNAUER – CELL PHONE STIPEND:**

Faris moved to approve a cell phone stipend for Doug Knauer in the amount of \$18.46 bi-weekly. Koehler seconded the motion. Roll Call: Boyles, yes; McCann, yes; Ladd, yes; Faris, yes; Koehler, yes. Motion carried.

**FRIENDS OF THE NIAGARA:**

Koehler moved to approve a donation in the amount of \$1,400.00 paid to the Chamber of Commerce for ‘Friends of the Niagara’ committee to host the tall ship’s return to Put-in-Bay. Ladd seconded the motion. Roll Call: McCann, yes; Ladd, yes; Faris, yes; Koehler, yes; Boyles, yes. Motion carried.

**MURPHY FENCE – ZONING:**

The Planning Commission recommended to the Village Council to send a letter to John Murphy in Shore Villas regarding non-compliance issues with his fence. Faris would like wording of letter to be reviewed and not sound so harsh. Koehler would like to change time frame for compliance to allow survey after winter.

Koehler moved to approve the letter to Murphy regarding zoning issues with the amendment of 90 days to comply with survey submission and allow zoning clerk revise the wording within the letter. Ladd seconded the motion.

Roll Call: Ladd, yes; Faris, no; Boyles, yes; Koehler, yes; McCann, yes. Vote: 4- yes. 1- no. Motion carried.

**USA BLUEBOOK – WATER SUPPLIES:**

Faris moved to approve the purchase of supplies from USA Bluebook for the Water Dept. in the amount of \$3,962.94. Ladd seconded the motion. Roll Call: Ladd, yes; Boyles, yes; Koehler, yes; McCann, yes; Faris, yes. Motion carried.

**FISCAL OFFICER REPORT:**

Niese reported that all of the End of Year reporting was completed for 2017. Financials were sent to State of Ohio, including Hinkle reporting. All W-2s and 1099 forms were mailed out.

**CHIEF REPORT:**

Riddle will be looking into possibly replacing older police vehicles and purchasing golf carts for ease of access and ability to get around quickly. Questions of ranking and raises were brought up. Police ranking is determined by chief and any raises must be approved by council.

**UTILITY SUPERVISOR:**

Dress stated that an extension for the HAB emergency plan is needed. Submissions to EPA are due by Jan. 17<sup>th</sup> and the request for additional time has been sent. The general emergency plan is due Oct. 2018.

Frontier will be over this Friday to change over to high speed internet in both Water & Sewer bldgs.

Utility billing procedure changes went to Solicitor and she recommended committee discuss and give final review before sending to Council for vote.

**PUBLIC PARTICIPATION:**

Opportunity was given for public participation but no one spoke up.

**WOLF LETTER – PURCHASE PROPERTY:**

Joey Wolf submitted a letter to the Council expressing the desire to purchase a portion of the Erie St. property from the Village behind her Anchor Inn B&B. At this time the Village cannot entertain the idea due to the real estate bond issuance of note which only allows for the sale of a portion of property to the PIB School. Since no other party was named, the Village cannot enter into an agreement until after the note matures in December 2018. Wolf would like for Council to reconsider when the time arises.

**COMMITTEE REPORTS:**

Faris asked about the mainland waterline feasibility study. Riddle answered that Poggemeyer is still working on the water modeling study which is needed first. The fire hydrant data is needed to complete the formula needed for county.

Faris asked about a request from Joe Cerny about a land transfer or possible swap of property with the Village at the Water Dept. Solicitor Anderson is looking at it and will speak with Poggemeyer because the land may be needed to be retained for the placement of ozone project.

**EMPLOYEE LETTERS REGARDING HEALTHCARE:**

Faris moved to draft and send out a letter regarding healthcare insurance to employees explaining the increased costs. Koehler seconded the motion. Voice vote; All, yes. Motion carried.

**ONE ISLAND – ONE GOVERNMENT LETTER:**

Faris moved to draft and send out a letter to the PIB Township trustees regarding a request to conduct a study and split the costs to combine into one government for the entire island. Ladd seconded the motion. Voice vote; All, yes. Motion carried.

**ADJOURN:**

Faris moved to adjourn the regular meeting. Ladd seconded the motion. Voice vote; All, yes. Motion carried at 9:50AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Wednesday, February 14, 2018  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday, February 14, 2018 and was called to order at 9:00 AM; Mayor McCann presided.

Roll Call: Mrs. Ladd, here; Mr. Faris, absent; Mr. McCann, here; Mr. Boyles, here; Mr. Koehler, absent; Mrs. Dress, here.

**ORDINANCE 1174-17:**

Dress moved to approve the third and final reading to amend the salary ordinance of Ord. 1174-17. Ladd seconded the motion. Roll Call: Ladd, yes; Dress, yes; McCann, yes; Boyles, yes. Motion carried.

**ORDINANCE 1179-18:**

Dress moved to hold the second reading of Ord. 1179-18 to increase annual water and sewer rates. Ladd seconded the motion. Roll Call: Ladd, yes; McCann, yes; Boyles, yes; Dress, yes. Motion carried.

**ORDINANCE 1181-18:**

*Dress move to introduce Ord. 1181-18 enacting Title Fourteen regarding Under-speed and Slow-moving vehicles and requiring inspections as an emergency.*

*Dress moved to treat Ord. 1181-18 as an emergency. The motion was seconded by Boyles. Roll Call: McCann, yes; Boyles, yes; Ladd, yes; Dress, yes. Boyles moved to waive the three reading rule for Ord. 1181-18. Ladd seconded the motion. Roll Call: Ladd, yes; Dress, yes; Boyles, yes; McCann, yes.*

Dress rescinded all previous motions citing lack of majority quorum for emergency readings.

Dress moved to introduce Ordinance 1181-18 enacting Title Fourteen regarding Under-speed and Slow-moving vehicles and requiring inspections as a first reading.

**ORDINANCE 1182-18:**

Dress moved to introduce Ordinance 1182-18 updating Chapter 476 of the Codified Ordinances of the Village of Put-in-Bay regarding snowmobiles, Off-highway motor vehicles and ATVs as a first reading.

**LETTERS AND MATERIALS:**

Dress moved to accept all letters and materials submitted to the Village for the month of January 2018. Ladd seconded the motion. Voice vote; All, yes. Motion carried.

**JANUARY 2018 FINANCIALS:**

Ladd moved to approve all January 2018 financial statements, bills, purchase orders, payments and appropriations submitted. Dress seconded the motion. Voice vote; All, yes. Motion carried.

**ANNUAL DOCK INSPECTION:**

Dress moved to approve Westfield Electric's quote of \$2,170.00 to inspect the docks. Ladd seconded the motion. Roll Call: Boyles, yes; McCann, yes; Dress, yes; Ladd, yes. Motion carried.

**LEGAL SERVICES:**

Dress moved to approve the invoice for Walter-Haverfield legal services totaling \$28,683.18. Boyles seconded the motion. Roll Call: Ladd, yes; McCann, yes; Boyles, yes; Dress, yes. Motion carried.

**PUBLISHING ORDINANCES:**

Dress moved to update Ordinances and Resolutions by using American Legal Publisher services. Boyles seconded the motion. Voice vote; All, yes. Motion carried.

**ACCEPT RESIGNATION:**

Boyles moved to accept the resignation letter from Police Officer Michael Taylor effective February 4, 2018. McCann seconded the motion. Roll Call: Dress, yes; Boyles, yes; Ladd, yes; McCann, yes. Motion carried.

**FULL-TIME EMPLOYMENT – GLAUSER:**

Dress moved to change the employment status for James Glauser to full-time, year-round at \$15.00 per hour including all benefits, healthcare, and vacation time at 10 years of service to the Village (160 hrs). Ladd seconded the motion. Roll Call: McCann, yes; Dress, yes; Boyles, yes; Ladd, yes. Motion carried.

**OML – NEWLY ELECTED OFFICIALS WORKSHOP:**

Dress moved to approve registration and travel expenses for Council member Boyles to attend the Ohio Municipal League’s workshop for newly elected officials. Ladd seconded the motion. Roll Call: McCann, yes; Dress, yes; Boyles, abstained; Ladd, yes. Motion carried.

**UPDATE BANK ACCOUNTS AUTHORIZATIONS:**

Dress moved to approve all council members and fiscal officer as authorized signers on First National Bank accounts for the Village of Put-in-Bay. Boyles seconded the motion. Fiscal Officer requested all council members appear at the PIB branch with IDs for proper verification. The bank will then provide a resolution for council’s approval. Listed as check signers will be: F.O. Kelly Niese; Pres. of Council, Jessica Dress; Councilmembers – Paula Ladd, Phillip Boyles, Kelly Faris, Michael McCann and Jeff Koehler. Roll Call: Boyles, yes; Ladd, yes; McCann, yes; Dress, yes. Motion carried.

**PUBLIC PARTICIPATION:**

Joy Urge asked if snowmobiles will be allowed on private front yards. New updated ordinance does not give permission to snowmobiles or other types of ATVs to travel across private property of others.

**CHIEF REPORT:**

Riddle previously asked for K-9 unit but withdrew this request from Council. Riddle is requesting the purchase of two golf carts for police department use. He will get a few quotes for next month. Dress asked if the department is preparing to hire for the season and if anyone from last year was returning. Chief Riddle is getting in several applications and a few officers are interested in returning for the season.

**UTILITIES SUPERVISOR REPORT:**

Don Dress said a draft is being reviewed from HAB contingency plan. New testing equipment was purchase for manganese testing and it was not detected in the water. Floats were replaced in the lift station. Dress also would like the Village Administrator position decision held off until a full quorum of council is in attendance. Riddle requested to review the HAB plan before its submission to EPA. (Public) Joe Cerny asked the status of the water line project from the mainland. Riddle said Poggemeyer is still working on it, but Village has no information, data or reports. However, Poggemeyer has been submitting invoices so they are working on it.

**PLANNING COMMISSION REPORT:** Zoning meeting is today at 11:00am.

**MAYOR’S REPORT:**

Mayor McCann has been review resumes and interviewing candidates interested in the Village Administrator position. He is looking for someone with previous management experience and holds higher class water and/or sewer operator licenses. Mayor also asked council to be more considerate when spending in light of losing court decision for vehicle fees on golf cart rentals, additional legal expenses, need for property survey and other upcoming projects like ozone plans.

**AMEND MEETING AGENDA:**

Dress moved modify the agenda to include an additional executive session to discuss personnel matters to consider appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. Ladd seconded the motion. Roll Call: McCann, yes; Dress, yes; Boyles, yes; Ladd, yes. Motion carried.

**EXECUTIVE SESSION:**

Dress moved to enter into executive session to discuss pending or imminent court actions with legal solicitor and personnel matters to consider appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. Boyles seconded the motion. Roll Call: Dress, yes; McCann, yes; Boyles, yes; Ladd, yes. Motion carried at 9:31 AM.

Dress moved to exit from executive session and re-enter the regular monthly council meeting. Boyles seconded the motion. Roll Call: Boyles, yes; Ladd, yes; Dress, yes; McCann, yes. Motion carried at 10:43 AM.

**MEETING BREAK:**

Dress requested a phone call break. Meeting resumed at 10:49 AM.

**KNAUER – COMPENSATION PAY:**

Dress motioned to retroactively pay Doug Knauer the difference between what he was making to the wage of \$25.00 per hour from June 1, 2016 through August 2, 2017. Dress also moved to retroactively pay Doug Knauer the difference between what he was making to the wage of \$25.71 per hour from August 3, 2017 to present and approve his pay status at \$25.71 per hour. Ladd seconded the motion. Roll Call: Dress, yes; McCann, yes; Boyles, yes; Ladd, yes. Motion carried.

**COURT ACTIONS:**

Boyles moved to approve filing notices of appeal in two cases regarding vehicle for hire fees by legal solicitor. McCann seconded the motion. Roll Call: Dress, yes; McCann, yes; Ladd, yes; Boyles, yes. Motion carried.

**SOLICITOR REPORT:**

Close to finalizing draft for police services with the township. Removing Port Authority and reducing contract to three years are a few changes. Solicitor Anderson is reviewing Special Events & Parades ordinance and comparing with Village’s Codified Ordinances regarding Circuses. She also addressed the legal fees, stating the Village had many unresolved issues upon her new appointment and does not anticipate such high invoices in the future.

**COMMITTEE REPORTS:**

Dress asked about hiring on docks and parks for summer. Riddle has applications coming in. Dress asked to set up a committee meeting for Frederick (248 Erie St.) property to create revenue. Thursday, March 1<sup>st</sup> at 9:00 am is scheduled for property committee meeting. McCann asked to review utilities rules, policies and procedures at committee meeting on the same day, March 1<sup>st</sup> at 10:00 am. Notices will be posted for both meetings.

**ADJOURN:**

Dress moved to adjourn the regular meeting. Boyles seconded the motion. Voice vote; All, yes. Motion carried at 10:58 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting of Council  
Wednesday, March 14, 2018  
9:00 AM  
Put-in-Bay Town Hall

The Council of the Village of Put-in-Bay met for a Regular Meeting on Wednesday, March 14, 2018 and was called to order at 9:02 AM by President of Council Jessica Dress; Mayor McCann was absent.

Roll Call: Mr. Faris, absent; Mrs. Ladd, here; Mr. Koehler, absent; Mr. McCann, here; Mr. Boyles, here; Mrs. Dress, here.

**ORDINANCE 1179-18:**

Boyles moved to hold the third and final reading of Ord. 1179-18 to increase annual water and sewer rates. Ladd seconded the motion. Roll Call: Boyles, yes; McCann, yes; Ladd, yes; Dress, yes. Motion carried.

**ORDINANCE 1181-18:**

Boyles moved to hold the second reading on Ordinance 1181-18 enacting Title Fourteen regarding Under-speed and Slow-moving vehicles and requiring inspections. Ladd seconded the motion. Roll Call: Ladd, yes; Boyles, yes; Dress, yes; McCann, yes. Motion carried.

**ORDINANCE 1182-18:**

Boyles moved to hold the second reading on Ordinance 1182-18 updating Chapter 476 of the Codified Ordinances of the Village of Put-in-Bay regarding snowmobiles, Off-highway motor vehicles and ATVs. Ladd seconded the motion. Roll Call: Ladd, yes; Dress, yes; McCann, yes; Boyles, yes. Motion carried.

**RESOLUTION 18-01:**

Dress introduced Resolution 18-01 regarding applying for a zero interest loan for water plant improvements of Pogemeyer designs for HAB Ozone system and will be considered a first reading.

**FEBRUARY 2018 FINANCIALS:**

Ladd moved to approve all February 2018 financial statements, bills, purchase orders, payments and appropriations submitted. Boyles seconded the motion. Voice vote; All, yes. Motion carried.

**USA BLUEBOOK:**

Ladd moved to approve the request to purchase safety equipment for the sewer department in the amount of \$9,392.58 from USA Bluebook. Boyles seconded the motion. Roll Call: Boyles, yes; McCann, yes; Dress, yes; Ladd, yes. Motion carried.

**PELTON ENVIRONMENTAL:**

Boyles moved to approve the purchase of UV Bulbs and service for the sewer plant in the amount of \$9,390.00 from Pelton Environmental. Ladd seconded the motion. Roll Call: Dress, yes; Ladd, yes; McCann, yes; Boyles, yes. Motion carried.

**AMEND UTILITY POLICIES & PROCEDURES:**

Ladd moved to approve the amended the utility billing policies and procedures and to send to Solicitor to set into ordinance form. McCann seconded the motion. Voice vote: All, yes. Motion carried.

**AMEND UTILITY ORD. 1042.12:**

Ladd moved to amend Ordinance 1042.12 regarding utilities policies and procedures. Boyles seconded the motion. Discussion about shut-offs and penalties. Solicitor Anderson will make changes based on the recommendations from Council and present amended ordinance next month. Voice vote: All, yes. Motion carried.

**KOWALSKI – FILL IN AT SEWER PLANT:**

Ladd moved to re-hire Zack Kowalski on a temporary basis to cover for Mike Mewhorter’s vacation for a period of 10 days at the end of the month in the amount of \$2,500.00. McCann seconded the motion. Roll Call: Ladd, yes; Boyles, yes; McCann, yes; Dress, yes. Motion carried.

**BIGGERT – WATER AND OZONE CONSULTANT:**

McCann moved to extend Henry Biggert’s consultation employment for another three months. Ladd seconded the motion. Roll Call: McCann, yes; Ladd, yes; Dress, yes; Boyles, yes. Motion carried.

**MATHYS REQUEST FOR UTILITIES FORGIVENESS:**

Dress moved to forgive the utility interest (2%) but not the penalties (10%) for Mark Mathys’ accounts. Boyles seconded the motion. Voice vote: All, yes. Motion carried.

**RENT PAYMENT TO TOWNSHIP:**

Boyles moved to approve the payment to PIB Township for 2017 Middle Bass police rent in the amount of \$620.00 from the employee withholdings. Ladd seconded the motion. Voice vote: All, yes. Motion carried.

**CIMPERMAN RESIGNATION:**

Boyles moved to accept the resignation letter from David Cimperman, Jr. from the police department. Ladd seconded the motion. Voice vote: All, yes. Motion carried.

**ORDINANCE 1183-18:**

Boyles moved to introduce Ordinance 1183-18 to enter into a 3 year contract for police services with the township and serve as a first reading. New contract will be for three years, base fee will be in line with the current 2018 police budget of \$745,000.00 in which the township will pay 40%, and allow for extra police services for events at an additional cost.

**EXTEND POLICE CONTRACT:**

Boyles moved to extend the police contract for services with the township for another two months until an ordinance and contract are completed. Ladd seconded the motion. Voice vote: All, yes. Motion carried.

**GOLF CART PURCHASE FOR PD:**

Dress moved to approve the purchase of one golf cart from the lowest bidder including shipping/delivery from the police budget. Ladd seconded the motion. Roll Call: McCann, yes; Ladd, yes; Dress, yes; Boyles, yes. Motion carried. *Drew’s Carts was the lowest bid at \$6,100.00 for a new golf cart.*

**LEGAL SERVICES INVOICE:**

Boyles moved to pay the Walter-Haverfield invoice of \$22,039.83. Ladd seconded the motion. Roll Call: Boyles, yes; Dress, yes; Ladd, yes; McCann, yes. Motion carried.

**PROPERTY SURVEY:**

Dress moved to work with the PIB school to get a complete survey of the entire property at 248 Erie St. which is needed for tax exempt status and to move forward with sale of portion of land to school. Boyles seconded the motion. Voice vote: All, yes. Motion carried.

**SPECIAL EVENTS AND PARADES:**

Boyles moved to repeal Chapter 810 of the Codified Ordinances of the Village of Put-in-Bay regarding Circuses and Menageries to include special events and parades. Ladd seconded the motion. Roll Call: Dress, yes; Boyles, yes; McCann, yes; Ladd, yes. Motion carried.

Boyles moved to approve the proposed special events and parades recommendations and set into an ordinance. Ladd seconded the motion. Voice vote: All, yes. Motion carried.



**AMERICAN PUBLISHERS:**

Dress moved to update and publish all ordinances and resolutions as needed into the Codified Ordinances of the Village of Put-in-Bay book and on-line digital format with American Publishers up to \$7,150.00. Ladd seconded the motion. Roll Call: McCann, yes; Dress, yes; Ladd, yes; Boyles, yes. Motion carried.

**OHIO ETHICS MEETING:**

Dress motioned to have the Ohio Ethics Training workshop meeting on April 10<sup>th</sup> mandatory for all Village employees and officials in the town hall. Ladd seconded the motion. Voice vote: All, yes. Motion carried.

**AUDIT MEETING:**

The State Auditors will be holding an exit conference meeting for the conclusion of the 2015 & 2016 financial audit on April 11<sup>th</sup> at 11:00am after the regular council meeting.

**RESORT AREA TAX MEETING:**

Ohio Department of Taxation will be holding a refresher clinic for reporting resort area taxes on May 21<sup>st</sup> at noon in the town hall.

**PUBLIC PARTICIPATION:**

Pam & Rosie Stevens brought forth concerns about late night noise in previous summer season coming from the Booker employee housing on Doller. They would like help to come up with solutions before entering into this next season. This occurrence usually happens between midnight and 3:00am. The police department will monitor and try to help facilitate discussions between neighbors.

Joe Cerny asked about the state of the ozone plans at the water plant. He would like to see an analysis of how much it will cost to make water through the ozone system and how much it will cost the consumer.

Joy Urge reminded the council that being neighbors to the water plant, they do not want to hear any additional noise from the proposed ozone unit equipment.

**EXECUTIVE SESSION:**

Dress motioned to go into executive session to discuss the appointment, employment, dismissal, discipline, promotion, demotion and compensation of public employees and officials. Ladd seconded the motion. Roll Call: Dress, yes; Boyles, yes; Ladd, yes; McCann, yes. Chief Riddle asked to stay to discuss the same regarding staffing. Motion carried at 10:06 am.

Boyles motioned to exit the executive session and re-enter the regular public meeting. Ladd seconded the motion. Roll Call: Dress, yes; Boyles, yes; Ladd, yes; McCann, yes. Motion carried at 11:00am.

**HIRING OF TWO FULL-TIME POLICE OFFICERS:**

Boyles motioned to hire both Michael Woodside and Carson Frase as full-time police officers at \$40,000.00 annually with full benefits to include a six month probation period starting April 1, 2018. McCann seconded the motion. Roll Call: Dress, yes; Ladd, yes; Boyles, yes; McCann, yes. Motion carried.

**CHIEF REPORT:**

Chief Riddle thanked the council for hiring the two new patrolmen. The department will be conducting interviews later this month for summer help. Riddle will also be hiring for docks and bathhouse. He has a few people interested.

**FISCAL OFFICER REPORT:**

Niese has asked for a part-time assistant to help with clerical duties. Dress asked for a formal job description for the position.

**SOLICITOR REPORT:**

There was discussion of the pedicab/quadricycle business license for PIB Rolling Pub if it would fall into the new slow moving ordinance. It would stand as is under pedicab ordinance and they would have to comply with requirements set for inspections, application, etc.

**PLANNING COMMISSION REPORT:**

Fiscal Officer was waiting to get more information from Tracy Schork before setting a public hearing for her request of zoning change to C-2.

Zoning inspector, Bickley and Zoning Solicitor, Lane were working on updating manual definitions and schedule of fees, instructions on submissions of site plans and revising zoning forms. These will come to council for the next meeting.

**ADMINISTRATOR’S REPORT:**

Riddle obtained a quote from Zimmerman Painting for 100 spots to establish parking spaces at the 248 Erie St. property. The curb stops and to lay out parking spots was estimated at \$8,500.00. Committee will hold a meeting at a later date to discuss.

**ADJOURN:**

Ladd moved to adjourn the regular meeting. Boyles seconded the motion. Voice vote; All, yes. Motion carried at 11:24 AM.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
Fiscal Officer

Regular Meeting  
Council of the Village of Put-in-Bay  
Wednesday, June 13, 2018

The Council of the Village of Put-in-Bay met in regular session on Wednesday, June 13, 2018, Mayor Bernard McCann presiding. Roll Call: Jessica Dress, Paula Ladd, Tip Boyles, Michael McCann, Jeff Koehler, Kelly Faris, present. Legal Counsel Susan Andersen was in attendance.

**Interim Clerk:**

Moved by Tip Boyles that Kelly Faris be appointed as Interim Clerk for the Village of Put-in-Bay to take the minutes of meetings, sign all appropriate documents, and perform other duties in conjunction with the temporary Fiscal Officer. This is a temporary appointment. Second by Jeff Koehler. Roll Call Vote: Jessica Dress, yes; Paula Ladd, yes; Tip Boyles, yes; Michael McCann, yes; Jeff Koehler, yes; and Kelly Faris, abstain.

**Ordinance 1184-18:** AN ORDINANCE AMENDING SECTIONS 1260.06, 1260.07, 1272.02, 1274.01, 1274.02, 1286.04, AND 1288.04 OF THE PLANNING AND ZONING CODE OF THE VILLAGE OF PUT-IN-BAY REGARDING EMPLOYEE HOUSING AND DORMITORY USE REGULATIONS, AND DECLARING AN EMERGENCY.

Jessica Dress moved the third and final reading and adoption of Ordinance 1184-18. Second by Tip Boyles. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. All yes. Motion carried. Ordinance 11-84 adopted.

**Ordinance 1185-18:** AN ORDINANCE AMENDING SECTION 1260.07, SUBSECTION (h) OF SECTION 1262.02 AND APPENDIX – SITE PLAN/ZONING PERMIT APPROVAL SHEET – OF CHAPTER 1222 OF THE PLANNING AND ZONING CODE OF THE VILLAGE OF PUT-IN-BAY REGARDING FEES FOR APPLICATIONS FOR ZONING CERTIFICATES AND COMMERCIAL SITE PLANS, AND DECLARING AN EMERGENCY.

Tip Boyles moved the third and final reading and adoption of Ordinance 1185-18. Second by Paula Ladd. Roll Call: Jessica Dress, yes; Paula Ladd, yes; Tip Boyles, yes; Michael McCann, yes; Jeff Koehler, yes; and Kelly Faris, yes. All yes. Motion carried. Ordinance 1185-18 adopted.

**Ordinance 1195-18:** AN ORDINANCE OF THE VILLAGE OF PUT-IN-BAY ESTABLISHING AND SETTING DOCKAGE FEES AND DECLARING AN EMERGENCY.

Jessica Dress introduced Ordinance 1195-18 as an emergency.

Moved by Paula Ladd that Ordinance 1195-18 be treated as an emergency for the immediate benefit of the health, welfare and protection of the Village. Second by Michael McCann. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

Moved by Paula Ladd that the three reading rule be waived. Second by Paula Ladd. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

Moved by Tip Boyles that Ordinance 1195-18 go into effect immediately. Second by Michael McCann. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried. Ordinance 1195-18 adopted.

**Minutes, April 11, 2018:**

Moved by Jessica Dress that the Minutes of April 11, 2018, be approved. Second by Paula Ladd. Voice vote. All yes. Motion carried.

**Minutes, May 2, 2018:**

Moved by Tip Boyles that the Minutes of May 2, 2018, be approved. Second by Paula Ladd. Voice vote. All yes. Motion carried.

**Minutes, May 9, 2018:**

Moved by Jessica Dress that the Minutes of May 9, 2018, be approved. Second by Tip Boyles. Voice vote. All yes. Motion carried.

**Minutes, May 21, 2018:**

Moved by Tip Boyles that the Minutes of May 21, 2018, be approved. Second by Paula Ladd. Voice vote. All yes. Motion carried.

**Minutes – Special Meeting, May 31, 2018:**

Moved by Tip Boyles that the Minutes of the Special Meeting of May 31, 2018, be approved. Second by Paula Ladd. Voice vote. All yes. Motion carried.

**Financial Report – May 2018:**

Moved by Jessica Dress that the Financial Report for May 2018 be accepted. Second by Paula Ladd. Roll Call: Jessica Dress, yes; Paula Ladd, yes; Tip Boyles, yes; Michael McCann, yes; Jeff Koehler, yes; and Kelly Faris, yes. Motion carried.

**Letters and Materials:**

Moved by Jessica Dress that all letters and materials be accepted. Second by Paula Ladd. Voice vote. All yes. Motion carried.

**Conshafter Sidewalk Reimbursement:**

Moved by Jeff Koehler that, consistent with Village Sidewalk Replacement Ordinance, one half of the cost of the replacement sidewalk at Concord Avenue on property owned by Mike Conshafter be paid to Mr. Conshafter. Second by Paula Ladd. Roll Call: Jessica Dress, yes; Paula Ladd, yes; Tip Boyles, yes; Michael McCann, yes; Jeff Koehler, yes; and Kelly Faris, yes. Motion carried.

**Special Cash Audit by State of Ohio:**

Moved by Jessica Dress that in conjunction with the State of Ohio audit of 2017, the Village request a special cash audit of 2018 from January 1 to May 31. Second by Tip Boyles. Roll Call: Jessica Dress, yes; Paula Ladd, yes; Tip Boyles, yes; Michael McCann, yes; Jeff Koehler, yes; and Kelly Faris, yes. Motion carried.

**Increase in Stipend for Zoning Inspector:**

Moved by Tip Boyles that the stipend for the Village of Put-in-Bay Zoning Inspector be increased \$100.00 per month. Second by Paula Ladd. Roll Call: Jessica Dress, yes; Paula Ladd, yes; Tip Boyles, yes; Michael McCann, yes; Jeff Koehler, yes; and Kelly Faris, yes. Motion carried.

**Business License for John Hoffman – Karaoke Cart:**

Moved by Jessica Dress that the business license for John Hoffman – Karaoke Cart – be approved as long as it is in compliance with Village noise ordinances. Second by Jeff Koehler. Roll Call: Jessica Dress, yes; Paula Ladd, no; Tip Boyles, no; Michael McCann, no; Jeff Koehler, yes; and Kelly Faris, yes. Three to three tie vote. Mayor McCann would not vote until legal counsel determines the legality of the business license application.

**Contract for Temporary Ozone Equipment:**

Moved by Tip Boyles that the contract presented by the Village Administrator for the temporary ozone equipment (\$8,000.00 per month for three months) be approved and that all expenses will not exceed \$49,000.00. Second by Michael McCann. Roll Call: Jessica Dress, yes; Paula Ladd, yes; Tip Boyles, yes; Michael McCann, yes; Jeff Koehler, yes; and Kelly Faris, yes. Motion carried. Village Administrator. Basting stated that the EPA will extend original deadline for installation (July 1, 2018) until July 15, 2018.

**Contract for Permanent Ozone Equipment:**

Moved by Jessica Dress that action on this contract be table until such time as it can be reviewed by legal counsel. Second by Paula Ladd. Voice vote. All yes. Motion carried.

**Bank Resolution:**

Moved by Jessica Dress that the First National Bank Authorization Resolution contain the following names: Jessica Dress, Paula Ladd, Tip Boyles, Michael McCann, Jeff Koehler, Kelly Faris, Bernard McCann, Mayor, and Joy Cooper, Temporary Fiscal Officer. Second by Tip Boyles. Roll Call: Jessica Dress, yes; Paula Ladd, yes; Tip Boyles, yes; Michael McCann, yes; Jeff Koehler, yes; and Kelly Faris, yes. Motion carried.

**Increase Budget in Certain Accounts:**

Moved by Kelly Faris that the following General Fund Accounts be increased as follows: Dock Account - \$45,000.00; and Administration Legal Account \$100,000.00 and that the revenue be from the unallocated revenue as per the Ottawa Count Auditor's Certificate of Resources. Second by Paula Ladd. Roll Call: Jessica Dress, yes; Paula Ladd, yes; Tip Boyles, yes; Michael McCann, yes; Jeff Koehler, yes; and Kelly Faris, yes. Motion carried.

**Golf Cart for Police Department:**

Moved by Michael McCann that approval be granted for the Chief of Police Steve Riddle's request to purchase a golf cart for the Police Department for approximately \$6,500.00. Second by Jeff Koehler. Roll Call: Jessica Dress, yes; Paula Ladd, yes; Tip Boyles, yes; Michael McCann, yes; Jeff Koehler, yes; and Kelly Faris, yes. Motion carried.

**Part-time Water and Sewer Plant Operator:**

Moved by Jessica Dress that Council approve the hiring of Chad Johnson as a part-time water and sewer plant operator as recommended by Village Administrator Glenn Basting at \$30.00 per hour (not to exceed 20 hours per week), no transportation costs paid by the Village, and this position is only until October 31, 2018. Mr. Basting stated that Chad Johnson was utilities superintendent at Bowling Green, Ohio, and is now retired and working part-time at the Lorain, Ohio, Water Plant. Mr. Johnson has a Class 4 Water License and a Class 3 Sewer License. Second by Tip Boyles. Roll Call: Jessica Dress, yes; Paula Ladd, no; Tip Boyles, yes; Michael McCann, yes; Jeff Koehler, yes; and Kelly Faris, yes. Motion carried.

**Donation of Water:**

Moved by Jeff Koehler that the Village donate 500 gallons of water to the Put-in-Bay Community Swim and Sail Club for a "dunk tank" that they will operate at Founder's Day. Second by Jessica Dress. Roll Call: Jessica Dress, yes; Paula Ladd, yes; Tip Boyles, yes; Michael McCann, yes; Jeff Koehler, yes; and Kelly Faris, yes. Motion carried.

**Executive Session:**

Moved by Jessica Dress to enter into Executive Session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. Second by Tip Boyles. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried. The Mayor, Legal Counsel, and the Village Administrator also entered the session. Village Administrator left the session after 10 minutes.

Time entered Executive Session: 9:52 AM.

Moved by Jessica Dress that Council adjourn the Executive Session. Second by Tip Boyles. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

Time Executive Session adjourned 10:43 pm.

**Compensatory Time:**

Moved by Jessica Dress that legal counsel be instructed to draw up an ordinance regarding comp time for full time police officers of the Police Department. Second by Tip Boyles. Roll Call: Paula Ladd, yes; Tip Boyles, yes; Jessica Dress, yes; Michael McCann, yes; Jeff Koehler, yes; Kelly Faris, yes. Motion carried.

**Public Participation:**

A brief discussion took place regarding making Delaware Avenue a one way street from 11:00 PM to 3:00 AM.

The issue of the filling of a swimming pool from a hydrant without permission or authorization by the Water Department was discussed. Village Administrator and Steve Riddle will meet to review the unauthorized filling.

The need to stop the erosion at the water plant.

Village Legal Counsel Susan Anderson stated that the State of Ohio has closed out the books on the class action law suit regarding submerged land lease refunds. The former Fiscal Officer failed to timely complete the necessary paperwork which would have entitled the Village of Put-in-Bay to receive a \$200,000.00 refund.

**Adjourn:**

Moved by Tip Boyles to adjourn. Second by Michael McCann. Voice vote. All yes. Motion carried. Meeting adjourned 11:05 AM.

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Kelly Faris, Interim Clerk

Special Meeting  
Council of the Village of Put-in-Bay  
Friday, June 29, 2018 – 12:15 PM

The Mayor has called a special meeting at 12:15 p.m., Friday, June 29, 2018, of the council of the Village of Put-in-Bay. to discuss the promotion, demotion, compensation, hiring or dismissal of a public employee and to take action on OWDA loan payments and transfer funds from the general fund; and to discuss enforcement of laws and limiting parking on Delaware and Catawba avenues on weekends.

The Council of the Village of Put-in-Bay met in special session on Friday, June 29, 2018, Mayor Bernard McCann, presiding. Roll Call: Michael McCann, Jeff Koehler, Jessica Dress, Tip Boyles, Kelly Faris, Paula Ladd, present.

**OWDA and OPWC Loan Payments:**

Moved by Tip Boyles that \$142,376.51 be approved for the OWDA Loan Payment, and \$19,949.32 be approved for the OPWC Loan Payment. Second by Jeff Koehler. Roll Call Vote: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Tip Boyles, yes; Kelly Faris, yes; Paula Ladd, yes. Motion carried.

**Transfer from General Fund:**

Moved by Jessica Dress to transfer the appropriate funds from the General Fund to the OPWC Loan Payment Fund #3301 the appropriate amount to cover the debt payment. Second by Tip Boyles. Roll Call Vote: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Tip Boyles, yes; Kelly Faris, yes; Paula Ladd, yes. Motion carried.

**Salary Amount Discrepancy:**

It was discovered that a police officer was being paid an incorrect higher amount of salary by the former fiscal officer. A discussion took place on how to address this error. Chief Riddle felt that it was not the officer's fault and that this overpayment should be forgiven. No decision was made.

**Parking on Delaware Avenue:**

A discussion took place regarding two-way traffic on Delaware Avenue, no parking on Delaware Avenue, and using cones to make a wider pedestrian walk way along the south side of Delaware Avenue. The idea was to make the street safer.

Moved by Jeff Koehler to hold off on any restrictions on parking on Delaware Avenue. No second was received. Motion died.

A discussion took place among the public about the parking situation.



Mayor McCann requested a vote from Council to approve his parking restriction/walk way plan. No motion was forthcoming. Jessica Dress stated that she had contacted legal counsel and was informed by the Village legal counsel that Council would have to approve this request.

**Executive Session:**

Moved by Jessica Dress to enter into executive session to consider the appointment, employment, dismissal, discipline, promotion, demotion, or compensation of a public employee. Second by Paula Ladd. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Jessica Dress, yes; Tip Boyles, yes; Paula Ladd, yes; and Kelly Faris, yes. Council entered executive session at 12:48 PM.

Moved by Jessica Dress to return from executive session. Second by Paula Ladd. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Paula Ladd, yes; Jessica Dress, yes; Tip Boyles yes; and Kelly Faris, yes. Council returned from executive session at 1:22 PM.

**Fiscal Officer:**

Moved by Jessica Dress that Courtney E. Blumensaadt be hired as the Fiscal Officer of the Village of Put-in-Bay at \$42,000.00 per year, for a forty hour work week, a six month probationary period, and to start as soon as possible but no later than July 16, 2018. A job description is being prepared. Second by Paula Ladd. Roll Call: Michael McCann, yes; Jeff Koehler, yes; Paula Ladd, yes; Jessica Dress, yes; Tip Boyles yes; and Kelly Faris, yes. Motion carried.

**Recommendation by Mayor:**

Mayor Bernard McCann recommended Courtney Blumensaadt to fill the position as the Fiscal Officer of the Village of Put-in-Bay.

**Concerns:**

Council Boyles expressed concern about the lack of police enforcement for open alcoholic containers on golf carts.

**Adjourn:**

Moved by Tip Boyles to adjourn. Second by Paula Ladd. Voice vote. All yes. Motion carried. 1:10 PM..