

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