

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