

**REGULAR MEETING MINUTES**  
**Village of Put-in-Bay Council**  
**Tuesday, July 12<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: Berry; present, Market; absent, Koehler; present, Cox; present, Biery; present, Cerny; present.

Mayor presented items to amend the agenda to include: Ottawa Co. Sheriff's Office invoice in the amount of \$9,433.42 for the services in the month of June, and to re-introduce Ordinance 1321-22; Angled parking with new road dimensions.

Berry moved to amend the agenda to include the Sheriffs invoice for June. Cox second. Roll: Berry; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

Cerny moved to amend the agenda to include the re-introduction of Ordinance 1321-22. Biery second.

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

**ORD: 1310-22**

**WATER/SEWER RATES**

**THIRD**

DISCUSSION: CERNY WOULD LIKE CERTAIN RESIDENCES TO BE REMOVED FROM THE HIGH VOLUME CATEGORY; REFERRING TO THE BANYON COVE CONDOS SPECIFICALLY.

DISCUSSION OF THE POSSIBILITY OF RECLASSIFICATION TOOK PLACE.

COX MOVED THE THIRD AND FINAL READING OF ORDINANCE 1310-22. SECOND BY KOEHLER.

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

**ORD: 1311-22**

**UTILITY RULES/REG UPDATE  
CHAPTER III**

**THIRD**

DISCUSSION TAKES PLACE ON WAITING UNTIL A WATER/SEWER COMMITTEE MEETING TAKES PLACE TO FURTHER REVIEW RATES.

BERRY MOVED TO TABLE ORDINANCE 1311-21. CERNY SECOND.

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

A Water and Sewer Committee meeting was scheduled for July 19<sup>th</sup>, 2022, immediately following the Public Hearing at 9:00 am.

**ORD: 1317-22**

**15 MPH ON DELAWARE**

**INTRO/EMERG**

BIERY INTRODUCED THE ORDINANCE.

COX MOVED TO TREAT AS EMERGENCY. SECOND BY CERNY.

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

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

CERNY MOVED FOR THE ORDINANCE TO GO IN EFFECT IMMEDIATELY. SECOND BY BIERY.  
Roll: Berry; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**ORD: 1318-22                                      WSRLA- ELEVATED TANK                                      INTRO/EMERG**  
COX INTRODUCED THE ORDINANCE.

BERRY MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY KOEHLER.  
Roll: Berry; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

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

BIERY MOVED FOR THE ORDINANCE TO BE IN EFFECT IMMEDIATELY. SECOND BY CERNY.  
Roll: Berry; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**ORD: 1319-22                                      OPWC – ELEVATED TANK                                      INTRO/EMERG**  
CERNY INTRODUCED THE ORDINANCE.

BIERY MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY COX.  
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 EFFECT IMMEDIATELY. SECOND BY CERNY.  
Roll: Berry; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

**ORD: 1320-22                                      AMENDING CHAPTER 802                                      INTRO/EMERG**  
**“LICENSING”**  
CERNY INTRODUCED THE ORDINANCE.

BIERY MOVED TO TREAT THE ORDINANCE AS AN EMERGENCY. SECOND BY COX.  
Roll: Berry; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

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

BIERY MOVED FOR THE ORDINANCE TO GO IN EFFECT IMMEDIATELY. CERNY SECOND.  
Roll: Berry; yes, Koehler; yes, Cox; yes, Biery; yes, Cerny; yes.

## **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.***