



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