

Council Minutes 03-19-2013

Minutes of the Special Council Meeting

March 19, 2013 at 11:00 am

at the Municipal Building on Addison Street

AGENDA: Agenda: amend and delay the following legislation: 2013-O-2 and 2012-O-35

1. Mayor Paine calls council to order and roll call is taken. Present are Marchky, Ritchie, Seeholzer, Feyedelem, and Finger. Absent is Kaminski.

2. All rise and recite the Pledge of Allegiance to the Flag.

3. Council Member Kaminski requests that he be excused from the meeting as the meeting came up suddenly and he had already notified council that he would not be available until April. Motion to excuse Council Member Kaminski, made by Finger, second by Ritchie; all in favor; motion carried.

9. First Readings

9.1 **ORDINANCE NO. 2013-O-_____ : AN ORDINANCE AMENDING ORDINANCE 2013-0-2 ENTITLED WATERCRAFT DOCKAGE TAX IN THE VILLAGE OF KELLEYS ISLAND, OHIO. (INTRODUCED BY: MAYOR KYLE PAINE)**

Motion to suspend the three reading rule, made by Finger, second by Ritchie. Discussion follows that since three council meetings were posted, Feyedelem thinks that maybe the rules should not be suspended and council should meet the three times. That would give businessmen in the community an opportunity to attend a meeting. Finger withdraws his motion and Ritchie withdraws his second.

Seeholzer requests that Mayor Paine read section 1. Mayor Paine reads the original section 1 and the amendment for section 1.

“ **SECTION 1.** That Ordinance 2013-0-2 which reads as follows:

That an Ordinance creating a Watercraft Dockage Tax to meet the needs of the Village of Kelleys Island for the provisions of protective services for the users of the waters within the Village and the enforcement of laws and ordinances related to the use

of such waters, entitled, "Watercraft Dockage Tax" is attached hereto and incorporated herein as if fully rewritten as Exhibit "A".

Shall be and is hereby amended to read as follows:

SECTION 1.

That an Ordinance creating a Watercraft Dockage Tax to meet the needs of the Village of Kelleys Island for the provisions of protective services for the users of the waters within the Village and the enforcement of laws and ordinances related to the use of such waters, entitled, "Watercraft Dockage Tax" is attached hereto and incorporated herein as if fully rewritten as Exhibit "A". The effective date of the Watercraft Dockage Tax shall be April 1, 2014. "

9.2 ORDINANCE NO. ____: AN ORDINANCE AMENDING ORDINANCE 2012-0-35 TO LEVY A TAX ON HOTELS AND MOTELS IN THE VILLAGE OF KELLEYS ISLAND, OHIO. (INTRODUCED BY: MAYOR KYLE PAINE)

Mayor Paine reads the original section 1 and the amendment for section 1.

" **SECTION 1:** That Ordinance 2012-0-35 which reads as follows: The tax is three percent of the amount paid or to be paid by the transient guest for the lodging. The tax applies and is collectible at the time the lodging is furnished, regardless of the time when the amount for lodging is paid.

Shall be and is hereby amended to read as follows:

SECTION 1: The tax of three percent of the amount paid or to be paid by the transient guest fee for the lodging. The tax applies and is collectible at the time the lodging is furnished, regardless of the time when the amount for lodging is paid. The effective date of this tax shall be April 1, 2014. "

Seeholzer asks Mayor Paine why he decided to amend the legislation. Mayor Paine replies that he decided to postpone it because there were serious objections to it and the businessmen claimed that the legislation was passed during the winter. Mayor Paine says that the one year postponement will give time to meet with the objectors and see if they have other ideas of how to make revenue to replace what has been lost through changes that the State of Ohio has made to the intergovernmental revenues

and loss of certain taxes. Mayor Paine says that what swayed his opinion was talking with Doug Bolden and Ray Bowman who both wanted the village to wait another year. Seeholzer says that rumors have included a conversation that the ferry boats would not start and that gasoline prices would go up.

Ritchie says that he spoke with Ted Klonaris and Ritchie says that the income for the Kelleys Island Ferry Boat Line was registered with the PUCO as 1.8 million . The dock tax would have cost the company about \$5,000 to \$6,000 a year. Ritchie says that the village spent a lot of time and effort to pass the recent levy and didn't make a similar effort to communicate about these two pieces of taxing legislation with the business people.

10. Second Readings (none)

11. Third Readings & Emergencies (none)

17. Motion to adjourn, made by Finger, second by Ritchie; all in favor; motion carried.