

Council Minutes 07-11-2013

Minutes of the Regular Council Meeting

July 11, 2013 at 7:00 pm

at the Town Hall on Division Street

The Public Hearing on the 2014 Tax Budget was held at 6:45 pm. Mayor, Clerk-Treasurer, Solicitor, and Members of Council were present. No changes to the Tax Budget were requested. Motion to close the public hearing, made by Ritchie, second by Seeholzer; all in favor; motion carried.

1. Mayor Paine calls council to order and roll call is taken. Present are P. Seeholzer, M. Feyedelem, G. Finger, D. Kaminski, L. Marchky, and G. Ritchie.

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

4. Discussion and/or amendments to the June 13, 2013 council minutes. Motion to accept the minutes as written, made by Finger, second by Seeholzer; All in favor; motion carried.

5. Discussion of Pay Ordinance No. 1128 : Clerk-Treasurer Brown says that with the advice of counsel she will withhold payment of the Specialized Construction bill until all the paperwork is in and council agrees. Motion to pass Pay Ordinance No. 1128 as presented, made by Seeholzer, second by Finger; Roll call: Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes, Ritchie- yes; motion carried.

7. Committee Reports

7.A. Police- Chief Ehrbar reports that since the last council meeting 35 police reports have been filed; 259 phone calls were received at the department; 3 arrests were made for disorderly conduct persisting, resisting arrest, OVI, and rape; 6 traffic or moving violation tickets were issued, for speeding, open container, disorderly conduct, urinating in public, parking violations, and expired plates; 8 warnings were given, for speed and stop signs; 2 accidents with golf carts were attended; 2 Northern Border Initiative boat patrols were done; 5 vehicle lockouts were attended; and there were 6 assists with KI EMS. The department is looking forward to Islandfest.

7.B. Safety Committee- M. Feyedelem has nothing to report.

7.C. EMS- Bernie Koshla reads the report: since the last council meeting there have been 16 runs with 9 transports; 6 people were treated and released; there was one cancellation for the Fire Dept.; and 12 clinic patients were seen. The EMS staff thanks Mike Feyedelem and Greg Ritchie for taking time out of their busy schedules to meet with the EMTs and review the budget items for the purpose of the new EMS Levy.

7.D. Fire Dept.-Chief Hostal reports that there were three calls last month; 2 were false alarms and one was a golf cart accident. Erie County Hazmat has given the KI Volunteer Fire Dept. 400 feet of boom. It is used to contain and kind of hazardous material spilled in the lake or in the water of marinas. Business inspections are on-going and should be completed in another week. The Firemen's Steak Dinner will be held on August 3 at VFW Post 9908.

7.E. Finance- P. Seeholzer says that the Finance Committee went over the 2014 tax budget and has sent it today to council for passage. The EMS Levy was discussed for .87 mill. If this is passed in November it would overlap the current levy for one year and that would clear out the EMS debt. Also on the November ballot will be the runway levy. This is the last time it will be needed to liquidate the remaining debt associated with the re-paving of the runway.

7.F. Lands & Buildings- G. Finger has nothing to report.

7.G. Airport- G. Ritchie has nothing to report.

7.H. Planning Commission- G. Finger reports that a meeting is needed to hear a Conditional Use application.

7.I. Design Review Board- G. Finger reports that there have been no hearings.

7.J. Board of Zoning Appeals- G. Finger reports that there have been no hearings.

7.K. Transfer Station- D. Kaminski reports that the Transfer Station did an unusually high quantity of business last weekend.

7.L Village Administrator- Stevenson has nothing to report. Council member Marchky asks Village Administer Stevenson if there have been nay attempts to hire a seasonal worker. Stevenson replies that he will hire a seasonal worker for week-ends soon.

7.M. Streets & Sidewalks- L.Marchky says that they have had no meetings, bt that he has had complaints about potholes in Division Street north of the cemetery, in front of Ted Terry's, and in front of the Venture Inn. Village Administrator Stevenson says that the pothole by the marina was filled, but it popped right out again because of the rain and drainage. Kaminski asks about an excavation near or on route 575. Stevenson says that he has spoken with the Zoning Inspector about it and they are on their own property. Kaminski asks in the event that the road is compromised, if the village would be at fault. Solicitor Lambros says that the Village will have to contact the State of Ohio about a potential problem. Lambros continues that the Village Administrator needs to do the contact.

7.N. Park Board- James Erne is not present and there is no report.

7.O. Mayor's Financial Report- Mayor Paine reads the Mayor's Court Clerk's report: For June the Court received \$1,575.00 in fines and costs. A check was paid to the village in the amount of \$672.71: \$50 for the computer fund; \$15 for the library fund; \$50 for the Court Improvement Fund, and \$667.71 for the general fund.

The State will be paid \$45.00 for the Victims of Crime, \$118.00 for the Indigent Defense Support Fund, and \$17.50 for the Drug Law Enforcement/Justice Services Fund; \$475.00 for fines collected for Kelleys Island State Park violations; \$17.50 for the Indigent Defense Support Fund; a total of \$655.50. Erie County Court was paid \$14.50 for the Indigent Drivers Alcohol Treatment Fund.

Bank expenses amounted to \$232.29.

No bond is being held at this time.

The Court has paid a total of \$3,759.41 to the General Fund in 2013.

7.P Legal- D. Lambros

7.Q Treasurer's Report- C. Brown reports that Members of Council have the usual fund and treasurer's reports in their packets. On May 13th the Village Restroom sewage system was inspected by the Erie County Health Dept. and was found to be OK. The Village received a rebate of \$10,094.03 from the Ohio Bureau of Workers Compensation. Brown mentioned at the last council meeting that the Bureau of Workers Compensation had announced that it would be sending rebates because of a change in their financial situation. The Village is again eligible to get back into the Workers Compensation Pool. To apply to join the Pool requires a fee which was on this Pay Ordinance. Associated with that we are eligible for a rebate program, whose application must be made before October 15, 2013. It can save up to 10% of a future premium if we

need it—that is if we have another big Workers Compensation claim. It is a multiple step process and we would have to start probably in August to make the target date of October 15th. It would cost the village \$300 to \$400 to do the application and would also require training on our part—one session of a couple of hours.

9. First Readings - none

10. Second Readings

10.2 ORDINANCE NO. 2013-O- ____ : AN ORDINANCE DIRECTING THE CLERK-TREASURER TO TRANSFER \$22,000.00 FROM THE FIRE LEVY FUND TO THE EMS LEVY FUND AND DESIGNATING SUCH TRANSFER AS A PERMANENT GIFT IN THE VILLAGE OF KELLEYS ISLAND, OHIO. (INTRODUCED BY: MAYOR KYLE PAINE)

(This legislation should be voted down if members of council want to advance the money for a second time to re-pay the \$22,000 advance)

Motion to suspend the three reading rule, made by Seeholzer, second by Finger; RC: Seeholzer- yes, Feyedelem- no, Finger- yes, Kaminski- yes, Marchky- yes, Ritchie- yes; motion carried.

Motion to pass, made by Kaminski, second by Seeholzer; RC: Seeholzer- no, Feyedelem- no, Finger- no, Kaminski- no, Marchky- no, Ritchie- no; motion defeated.

10.3 The legislation to re-pay the advance of \$22,000 was moved to a third reading because of a time limitation.

11. Third Readings & Emergencies

11.1 Motion to pass the 2014 tax budget, ORDINANCE NO. 2013-O-14, made by Seeholzer, second by Marchky;

RC: Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes, Ritchie- yes; motion carried.

11.2 ORDINANCE NO. 2013-O- 12 : AN ORDINANCE ADVANCING TWENTY-TWO THOUSAND DOLLARS (\$22,000) FROM THE FIRE LEVY FUND TO THE EMS LEVY FUND IN THE VILLAGE OF KELLEYS ISLAND AND DECLARING AN EMERGENCY. (Introduced by Mayor Kyle Paine)

Motion to suspend the three reading rule, made by Seeholzer, second by Marchky; RC: Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes, Ritchie- yes; motion carried.

Motion to pass as an emergency, made by Ritchie, second by Seeholzer; RC: Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes, Ritchie- yes; motion carried.

11.3 ORDINANCE NO. 2013-O- 13 : AN ORDINANCE DIRECTING THE CLERK-TREASURER TO REPAY \$22,000.00 FROM THE EMS LEVY FUND TO THE FIRE LEVY FUND IN THE VILLAGE OF KELLEYS ISLAND, OHIO. (INTRODUCED BY: MAYOR KYLE PAINE)

Motion to suspend the three reading rule, made by Seeholzer, second by Finger; RC: Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes, Ritchie- yes; motion carried.

Motion to pass as an emergency, made by Seeholzer, second by Finger; RC: Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes, Ritchieyes; motion carried.

11.4 RESOLUTION NO. 2013-R- 8 : A RESOLUTION HIRING A PART-TIME SEASONAL POLICE OFFICER IN THE VILLAGE OF KELLEYS ISLAND AND DECLARING AN EMERGENCY. (INTRODUCED BY: MAYOR KYLE PAINE)

This legislation is to hire Christopher J. Priore as a seasonal police officer.

Motion to suspend the three reading rule, made by Finger, second by Seeholzer; RC: Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes, Ritchie- yes; motion carried.

Motion to pass as an emergency, made by Kaminski, second by Seeholzer; RC: Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes, Ritchie- yes; motion carried.

11.5 RESOLUTION NO. 2013-R- 9 : A RESOLUTION SUBMITTING TO THE ELECTORS OF THE

VILLAGE OF KELLEYS ISLAND, OHIO, THE QUESTION OF A 0.87 MILL TAX TO PROVIDE FOR EMERGENCY MEDICAL EXPENSE PURPOSES AS AUTHORIZED BY AND PURSUANT TO THE PROVISIONS OF THE OHIO REVISED CODE SECTION 5705.19 (U), AT A TOTAL RATE NOT TO EXCEED 0.87 MILLS FOR A 5 YEAR PERIOD OF TIME COMMENCING IN 2013 AND FIRST DUE IN 2014, FOR PLACEMENT ON THE NOVEMBER 5, 2013 BALLOT AND DECLARING AN EMERGENCY. (INTRODUCED BY: Mayor Kyle Paine)

Motion to suspend the three reading rule, made by Seeholzer; second by Ritchie; RC: Seeholzer- yes, Feyedelem- yes, Finger- yes_, Kaminski- yes, Marchky- yes, Ritchie- yes; motion carried.

Motion to pass as an emergency, made by Seeholzer, second by Kaminski; RC: Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes, Ritchie- yes; motion carried.

12. Items from the Mayor

12.1 Proclamation:

IN THE VILLAGE OF KELLEYS ISLAND

A PROCLAMATION HONORING

SUE ANN CARROLL, THERESA M. FERRARI, AND ANDREW J. SEWARD FOR
THEIR WORK AND DEDICATION TO OPERATION: MILITARY KIDS CAMP
KELLEYS ISLAND (OMKCKI)

WHEREAS, OMKCKI demonstrates a commitment to Ohio's military youth and is a direct result of the strong partnership between the Ohio State University Extensions 4-H Youth Development program and the Ohio National Guard; and

WHEREAS, by joining forces these two groups have developed the best of both their worlds, the operational mindset, logistical support, and "flavor" of the military along with the camping know-how, network of dedicated and trained volunteers, and youth development expertise of Ohio 4-H – to create the best camp in the Nation for military youth!; and

WHEREAS, OMKCKI is in its 9th year and since its inception the enrollment has more than tripled and many former campers have stepped into leadership roles as camp counselors; and

WHEREAS, Sue Ann Carroll, Theresa M. Ferrari and Andrew J. Seward have had a profound impact on OMKCKI since its inception, Sue Ann and Theresa as the Camp Directors and Andrew as the child and youth coordinator for the Ohio National Guard Family Readiness and Warrior Support.

NOW, THEREFORE, LET IT BE PROCLAIMED THAT THE VILLAGE OF KELLEYS ISLAND MAYOR AND COUNCIL WOULD LIKE TO HONOR SUE ANN CARROLL, THERESA M. FERRARI AND ANDREW J. SEWARD WITH A PROCLAMATION FOR THEIR COMMITMENT TO OHIO'S MILITARY YOUTH AND OPERATION MILITARY KIDS CAMP KELLEYS ISLAND.

MAYOR KYLE PAINE

13. Items from Council

14. Old Business

14.1 Huntington Road Waterline

14.2 Huntington Road Street Project

14.3 Sweetbriar Road Project

14.4 Water Intake Project

14.5 negotiations with ODNR re: airport

15. Public Participation for people interested in addressing council.

15.1 Leslie Korenko asks if the delinquent water bills that were mentioned at the March Council Meeting have been resolved. Village Administrator Stevenson says that they have.

15.2 Fred Ausflug asks the Village to enact a personal income tax.

15.3 Jack Thinnes, 235 West Lakeshore Drive, says he has reviewed the CT Consultants' two proposals for the Huntington Road waterline and he has some comments. Thinnes wrote letters to all the council members with his comments. Village Administrator Stevenson says that he had a meeting last week about the project and it was determined to put it on hold. At the meeting it was determined that the project would be too expensive, too much burden on the property owners along the road. Mayor Paine interjects to say that he wants to look for grant money for the project. Members of Council acknowledge that they received the letter from Mr. Thinnes.

16. New Business

16.1 Annual liquor board request : council finds no reason to request a hearing on the liquor license.

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

(adjourned at 7:40 pm)