

Minutes for the December 13, 2014 Regular Council Meeting
Held at 10:00 am at the Town Hall on Division Street

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

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

3. Motion to excuse Joe Wolfe due to work obligations, made by Finger, second by Kaminski; all in favor; motion carried.

4. Discussion and/or amendments to the 11- 8-14 council minutes. Motion to accept the Minutes as presented/corrected, made by Seeholzer, second by Finger; all in favor; motion carried.

5. Discussion of Pay Ordinance No. 1141 : Motion to accept the Pay Ordinance as written, made by Seeholzer, second by Ritchie; RC: P. Seeholzer-yes, J. Wolfe (absent) , M. Feyedelem- yes, G. Finger- yes, D. Kaminski- yes, G. Ritchie- yes; motion passed.

6. Magistrate Grubbe's annual report to council: Brown tells members of Council that Magistrate Grubbe called yesterday to say that he was ill and asked her to summarize his report to council – The court is running OK. There is no carryover of cases into 2015. Most of the debts owed to the court have been paid up.

7. Committee Reports

7.A. Police- Chief Ehrbar reports that since the last council meeting one report has been filed; the department has had 220 phone calls; and there have been three assists with other agencies- KI EMS and a fire alarm. The Police Department received \$6,500 from the Venture Resort for the Police Capital Expense fund. Forms for Winter House checks will be available soon.

7.B. Safety Committee- M. Feyedelem Chief Hostal has preliminary drawings for a new Fire Station. Anyone interested can see them after this meeting.

7.C. EMS- Cindy Herndon reports that the EMTs finished a pediatric class, EMS is in the process of getting the lift cot with grant money, and there have just been a few runs since the last report. Sharon Devine says that KI EMS is filing for an extension for the grant and also she is trying to have equipment delivery expedited.

7.D. Fire Dept.-Chief Hostal reports that there was one fire call in November, a false alarm at KI Venture Resort. The Fire Dept. thanks everyone who helped decorate the Memorial Park for Christmas.

7.E. Finance- P. Seeholzer reports that the Finance Committee met on November 12 to review and discuss a letter that was received from Put-In-Bay asking the village to respond to possible changes in the Resort Tax law. Kelleys Island had a very short time in which to respond, actually we needed to the same day. The Finance Committee felt that the businesses on Kelleys Island were paying the tax. Treasurer Brown was asked to write a letter in response to Put-In-Bay that included the points discussed by those in attendance at the Finance meeting. A copy of that letter is included in the Council packet for today.

7.F. Lands & Buildings- G. Finger reports that the Village buildings are ready for winter. The chimney is fixed at the Police Station. Design Review Board approved the change requested to the steps on the north side of the Town Hall.

7.G. Airport- G. Ritchie reports that a conference call is scheduled for next week between the FAA, our airport consultant and Village officials to discuss moving forward after the airport levy defeat at the polls.

7.H. Planning Commission- G. Finger has no report.

7.I. Design Review Board- G. Finger has no report.

7.J. Board of Zoning Appeals- G. Finger

7.K. Transfer Station- D. Kaminski says that the Transfer Station is all set for winter and has containers available.

7.L. Village Administrator- Stevenson reports that all the men are busy and he is very happy with the crew that the Village has now. They are working well together and getting a lot done.

7.M. Streets & Sidewalks- J. Wolfe is absent and there is no report.

7.N. Park Board- James Erne reports no activity.

7.O. Mayor's Financial Report- Mayor Paine reports that for November the Court received a total of \$1,590 in fines and costs. Checks were written to distribute the funds accordingly.

7.P. Legal- D. Lambros explains the legislation on the agenda today. The legislation includes hiring of police officers for 2015; waiver of the maintenance fee for rental of village property; an amendment to the municipal airport appellate fees, to make the fee correspond with the fee for the BZA; and the appointment of B. Minshall as Zoning Inspector, council should discuss the salary. Bill Minshall is present and council asks him for suggestions. Minshall says that he generates between \$15,000 and \$20,000 annually. His pay has been between \$3,500 and \$6,500 a year over the last 4 to 5 years with the variable schedule that the Village uses now. PERS no longer accepts the \$.09 / sq. foot which is part of the Zoning Inspector's compensation. He would like special compensation when he has to attend court off island. Lambros comments that the costs to go off-island to court are already paid. So Lambros believes that reimbursement for attendance at court is already being paid.

7.Q. Treasurer's Report- C. Brown reports that Members of Council have the usual treasurer's ad funds' reports in their packets. The Treasurer asks that Council pass the legislation to increase appropriations that is on the agenda today. Some of the need arises from different use of the funds than was anticipated. In the General Fund, appropriations for workers' salaries needs to increased due to new hires and work load, the areas of legislative and legal because a large bill is pending that neither the Mayor or Treasurer were aware of, Mayors Court because that area is frequently over budget, and Lands & Buildings because Council made those appropriations very tight in the beginning. The Treasurer had warned the Finance Committee that such tight appropriations this year might need additional appropriations before year end. EMS needs additional appropriations in anticipation of the power load system purchase. Water Fund needs additional appropriations to allow a purchase order to pay a loan obligation in early January 2015. All the appropriations requested are within the Erie County Auditor's Certificate of Available Resources and all the respective funds have cash available. Since the Village will be on temporary appropriations in February when the Annual Report Workshop is given to produce the State required Annual Report, Brown requests Council's authorization for the expenses needed to produce the report. **Motion to authorize the expenses necessary to produce and deliver the Annual Report for 2014, up to \$2,500**, made by Seeholzer, second by Finger; all in favor; motion carried. Yesterday the contract for the 911 dispatch service provided by Erie County Sheriff came to the Village. The contract was originally arranged by Police Chief Ehrbar and is a three year renewal at the following rates: 2015 \$306, 2016 \$312.12, and 2017 \$315.24. This represents a 3% increase annually. **Motion to renew the three year contract with the Erie County Sheriff for 911 dispatch service**, made by Finger, second by Seeholzer; all in favor; motion carried.

(next ordinance is 18 ; next resolution is 4)

9. First Readings

10. Second Readings

11. Third Readings & Emergencies

11.1 RESOLUTION NO. 2014-R- 4 : A RESOLUTION HIRING PART-TIME SEASONAL POLICE OFFICERS IN THE VILLAGE OF KELLEYS ISLAND AND DECLARING AN EMERGENCY. (INTRODUCED BY: MAYOR KYLE PAINE)

Motion to suspend the three reading rule, by Seeholzer, second by Finger;

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

Motion to pass as an emergency, made by Kaminski, second by Seeholzer;

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

11.2 RESOLUTION NO. 2014-R- 5 : A RESOLUTION HIRING A PART-TIME SEASONAL DISPATCHER IN THE VILLAGE OF KELLEYS ISLAND, OHIO. (INTRODUCED BY: MAYOR KYLE PAINE)

Motion to suspend the three reading rule, made by Ritchie, second by Seeholzer;

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

Motion to pass as an emergency, made by Kaminski, second by Feyedelem;

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

11.3 ORDINANCE NO. 2014-O- ____ : AN ORDINANCE AMENDING SECTION 96.21(A) ENTITLED “RENTAL OF PUBLIC GROUNDS AND BUILDINGS” OF THE KELLEYS ISLAND, OHIO CODIFIED ORDINANCES. (INTRODUCED BY: MAYOR KYLE PAINE)

Feyedelem addresses other Members of Council to say that he brought this up last month and he has been thinking over his request and now he thinks this change will open up a can of worms. He asks Council to make the legislation a First Reading so they have more time to think about it.

Motion for a First Reading, made by Seeholzer, second by Finger; all in favor; motion passed.

11.4 ORDINANCE NO. 2014-O- 18 : AN ORDINANCE AMENDING SECTION 97.11 (C) (4) ENTITLED ACCESS TO THE MUNICIPAL AIRPORT IN THE VILLAGE OF KELLEYS ISLAND, OHIO. (INTRODUCED BY: MAYOR KYLE PAINE)

Motion to suspend the three reading rule, made by Seeholzer, second by Kaminski;

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

Motion to pass as an emergency, made by Ritchie, second by Feyedelem;

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

11.5 ORDINANCE NO. 2014-O- 19 : A ORDINANCE APPOINTING WILLIAM MINSHALL AS THE ZONING INSPECTOR FOR THE VILLAGE OF KELLEYS ISLAND, OHIO. (INTRODUCED BY: MAYOR KYLE PAINE)

Seeholzer suggests an annual salary of \$6,000. **Motion to amend the ordinance to have an annual salary of \$6,000**, made by Finger, second by Seeholzer; all in favor; motion carried.

Motion to suspend the three reading rule, made by Ritchie, second by Seeholzer;

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

Motion to pass as an emergency, as amended, made by Seeholzer, second by Finger;

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

11.6 ORDINANCE NO. 2014-O- 20 : AN ORDINANCE ACCEPTING A WATERLINE EASEMENT FROM THE KUYOTH FAMILY LIVING TRUST TO THE VILLAGE OF KELLEYS ISLAND, OHIO. (INTRODUCED BY : MAYOR KYLE PAINE)

Lambros says that Council can pass this today or go the three readings. Ritchie asks if there is any reason not to pass this today and Lambros responds that there is not.

Motion to suspend the three reading rule, made by Ritchie, second by Seeholzer;

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

Motion to pass as an emergency, made by Kaminski, second by Seeholzer;

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

11.7 ORDINANCE NO. 2014-O- 21 : AN ORDINANCE ACCEPTING A PLANNING COMISSION RECOMMENDATION TO APPROVE THE RE-PLAT OF THE MURRAY SUBDIVISION TO A LESSER NUMBER OF LOTS 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,

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

Motion to pass as an emergency, made by Finger, second by Seeholzer;

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

11.8 ORDINANCE NO. 2014-O- 22 : AN ORDINANCE AMENDING THE ANNUAL APPROPRIATIONS FOR THE VILLAGE OF KELLEYS ISLAND, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2014, AND DECLARING AN EMERGENCY. (INTRODUCED BY: MAYOR KYLE PAINE)

Motion to suspend the three reading rule, made by Seeholzer, second by Feyedelem;

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

Motion to pass as an emergency, made by Finger, second by Seeholzer;

Roll call: P.Seeholzer- yes, J.Wolfe (absent) , M.Feyedelem- yes, G.Finger- yes, D.Kaminski- yes, G.Ritchie- yes; motion passed.

12. Items from the Mayor

12.1 Mayor Paine attended the Erie County Regional Planning Commission meeting recently and could not return to the island because of the ferry schedule. He charged his room overnight and his ferry fee to return, to the Village.

12.2 The Village needs an application form for the “through the fence” permit at the airport. Information is already in the codified, but the form was never created. Now the Clerk-Treasurer has received a request for the application. Brown has already asked the RS&H consultant for the pertinent FAA section that was referenced in the legislation and she has not had a response. The Airport Committee will meet in January to look at creating an application form.

12.3 Mayor Paine attended the Small Governments meeting in Defiance where the projects were selected for funding. The Kelleys Island West Lakeshore Project was fifth on the list for funding. We are allowed to change the application and Mayor Paine suggests adding \$25,000 more to the local share to better our chances of receiving the funding. **Motion to add \$25,000 to the local share**, made by Seeholzer, second by Finger; all in favor; motion carried. Ritchie asks how much the project will cost and what the local share will be. The project is \$520,000. The grant would be for \$175,000 with a loan of \$87,500. The grant/loan together are \$262,000. The balance would be local share, now changed to be \$25,000 more local share.

12.4 Mayor Paine suspends the Regular Council Meetings for January and February, 2015.

13. Items from Council- none are brought forward.

14. Old Business- none is brought forward.

15. Public Participation for people interested in addressing council.

15.1 Bill Minshall thanks Council for re-hiring him in February.

16. New Business

16.1 correspondence- Erie County Health Dept., Mayor Paine explains that there is a new State mandate, effective January 1, 2015, for sewage treatment systems. They will have to be registered and inspected annually for a fee of \$45.

16.2 correspondence- Anne Sennish letter is read and there are no comments. The letter states that other people object to the Fire Station location, but the letter is only signed by Anne Sennish. P.Seeholzer adds that Karen and Frank Baker are also concerned.

16.3 Liquor permits- Brown explains that all liquor permits will expire on February 1st, 2015. If the Village wants to object to any of the renewals and get a hearing with the Liquor Board, a resolution needs to be passed. Brown reminds Members of Council that objections must be legally relevant. There is no comment from Council and no indication of any objections.

17. Motion to adjourn, made by Feyedelem, second by Finger; all in favor; motion passed.

(adjourned at 11:0 am)