

Minutes of the December 8, 2012 Council Meeting
held at
10:00 am at the Town Hall on Division Street

1. Gary Finger, Pres. Pro tem, calls council to order and roll call is taken. All are present: G. Ritchie, P. Seeholzer, M. Feyedelem, G. Finger, D. Kaminski, and L. Marchky.
2. All rise and recite the Pledge of Allegiance to the Flag- this was done during the Public Hearing for the change of zoning as noted in agenda item #10.1 that immediately preceded the opening of this meeting.
- 2.5 Magistrate Grubbe and Prosecutor Kaufman address members of council: Magistrate Grubbe thanks council and the public for their attention. He continues that he comes every December to summarize the year's court schedule. Recently there has been legislation in Columbus to limit Mayor's Courts to one court per county. Mr. Grubbe spoke with the magistrate for Put-In-Bay and also with Mr. Murray, who is on the committee that was bringing the proposed legislation. There are two versions, the first of which would require a population of 200 in a municipality to make that municipality eligible to hold Mayor's Court. The second version of the legislation would require population of 1,000 to be eligible to have a Mayor's Court. Mr. Murray is going to request that both pieces of legislation exempt both Put-In-Bay and Kelleys Island. All the 2012 cases have been resolved except for three pending. Money comes in slowly even after cases are resolved and so every year-end there are a few cases wherein the money will arrive during the ensuing year. We are looking into additional collection processes like the Attorney General's. The best option that the court has for collection of outstanding fines is the license block. Mr. Grubbe continues that he will probably use his office in Sandusky for the final cases. The cooperation has been great between all the parties concerned, Mr. Michael Kaufman, Chief Ehrbar, Dee Zimmerman, and Dave Lambros in the background. Mr. Grubbe feels that Kelleys Island has a good system. Prosecutor Kaufman says that he has three cases pending on Kelleys Island and two others in Erie County Court. Kaufman expects all the cases to be wrapped up shortly. He continues that he appreciates everything council does and thanks council for letting him be part of the team.
- 3.5 Discussion and/or amendments to the November 10, 2012 council minutes. Motion to accept the Pay Ordinance as written, motion by Seeholzer, second by Ritchie. All in favor; motion carried.
5. Discussion of Pay Ordinance No. 1122 : Motion to accept the minutes as written, made by Seeholzer, second by Feyedelem: Roll call: Ritchie- yes, Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes; motion passed.

7. Committee Reports

- 7.A. Police- Chief Ehrbar reports that since the last meeting 4 reports have been filed: for stolen wood, damaged signs, informational, and speeding; 51 departmental phone calls were answered; 1 speeding ticket was written; 5 warnings for speeding and stop signs were given; and 2 vehicle lockouts were attended. The Police Dept. is starting its winter house checks.
- 7.B. Safety Committee- M. Feyedelem has no report.
- 7.C. EMS- S. Devine reports that there has only been one EMS run since last month. She thanks everyone for their support.
- 7.D. Fire Dept.-Chief Hostal reports that there were no fire calls in November. The Fire Dept. received \$1,000 reimbursement from Erie County Emergency Management Agency for upgrading the radios to narrow banding. The Fire Dept. thanks everyone for helping decorate the village park for Christmas.
- 7.E. Finance- P. Seeholzer says that the Finance Committee had two meetings recently trying to get the employee health insurance settled. We are currently waiting for a new quote from Medical Mutual.
- 7.F. Lands & Buildings- G. Finger reports that everything is ready for winter. There will be a meeting scheduled soon.
- 7.G. Airport- G. Ritchie reports that a few months ago the village was approached about buying Portside Marina. Ritchie has spent about 4 hours with Brian Terry, their manager, to understand the expenses that pertain to the marina only, without the restaurant. The expenses he was given by the current owners were confusing. Ritchie put together a normal year and asked Mr. Murray and Mr. Bolden to review the figures. After the sellers have approved the figures done by Mr. Ritchie, then the information will be passed to the Finance Committee for discussion.
- 7.H. Planning Commission- G. Finger reports that the Commission had a meeting.
- 7.I. Design Review Board- G. Finger reports that there has been no activity.
- 7.J. Board of Zoning Appeals- G. Finger reports that no hearings have been filed.
- 7.K. Transfer Station- D. Kaminski has no information. Village Administrator Stevenson adds that the Transfer Station is prepared for the winter.
- 7.L. Village Administrator- Stevenson reports that the restrooms are winterized. Potholes have been filled on Cedar and Melody. A catch basin will be replaced soon on the west side. There has been some cleaning up around the Water Dept. The bid openings for the water intake project and for the road project will be opened soon.
- 7.M. Streets & Sidewalks- L. Marchky says that he would like a meeting soon to go over the agenda for 2013.
- 7.N. Park Board- James Erne could not be here and M. Feyedelem will give Mr. Erne's report. Things in the parks are winding down for the year. There is mostly only paperwork left to do. Finger adds that he wanted to mention to Feyedelem how nice the cemetery looks with the new plantings.
- 7.O. Mayor's Financial Report- C. Brown reads part of the report: In November the court collected \$3,025 in fines and costs. Of that the village received \$2,551.96, \$50 went to the computer fund, \$12 to the library fund, \$40 to the court improvement fund, and \$2,449.96 to the General Fund. Bank expenses were \$260.04.
- 7.P. Legal- D. Lambros says that today council has the first draft on the dock legislation. Mr. Lambros thanks Chief Hostal and Mr. Ritchie for their work looking at docks for input into the ordinance. Since this is the first reading, he asks council members to get any of their comments to him. Lambros thanks S. Alexander, F. Dodson, and B. Christy for their service on the Assessment Equalization Board. They personally reviewed the properties, they spoke with him about the legalities, and Lambros says he thinks they did a great job.
- 7.Q. Treasurer's Report- C. Brown reports that members of council have the usual fund and treasurer's reports in their meeting packets. Brown asks council's authorization to pay an invoice from RS&H for \$18,846.00, which has just arrived. The village has received the \$110,000 from the FAA that is the value from the Boker property. **Motion to authorize the Clerk-Treasurer to pay the invoice from RS&H in the amount of \$18,846**, made by Finger, second by Ritchie; all in favor; motion carried. Because we will be on temporary appropriations, Brown requests authorization from council to attend the workshop to produce the 2012 annual report, for up to \$2,500. **Motion to authorize Brown to attend the 2012 annual report workshop and to authorize the expenditure of up to \$2,500**, made by Seeholzer, second by Marchky; all in favor; motion carried.

Motion to excuse Mayor Paine from the meeting today, made by Finger, second by Kaminski; all in favor; motion carried.

9. First Readings

9.1 **ORDINANCE NO. _____ : AN ORDINANCE ENACTING WATERCRAFT DOCKAGE TAX IN THE VILLAGE OF KELLEYS ISLAND, OHIO.** (INTRODUCED BY: MAYOR KYLE PAINE)

10. Second Readings

10.1 **ORDINANCE NO. 2012-O- _____ : AN ORDINANCE APPROVING A CHANGE OF ZONING FOR PARCEL #54-01871.000 IN THE VILLAGE OF KELLEYS ISLAND, OHIO.** (INTRODUCED BY: MAYOR KYLE PAINE)

11. Third Readings & Emergencies

11.1 **ORDINANCE NO. 2012-O- 37 : AN ORDINANCE AMENDING THE ANNUAL APPROPRIATIONS FOR THE VILLAGE OF KELLEYS ISLAND, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2012, AND DECLARING AN EMERGENCY.** (INTRODUCED BY: MAYOR KYLE PAINE)

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

Motion to pass, made by Kaminski, second by Seeholzer; Roll call: Ritchie- yes, Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes; motion passed.

11.2 **ORDINANCE 2012-O- 38 : AN ORDINANCE TO MAKE TEMPORARY APPROPRIATIONS FOR THE MONTHS OF JANUARY, FEBRUARY, MARCH, 2013 AND DECLARING AN EMERGENCY.**

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

Motion to pass, made by Seeholzer, second by Feyedelem; Roll call: Ritchie- yes, Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes; motion passed.

11.3 **ORDINANCE NO. 2012-O- 39 : AN ORDINANCE CREATING A LOCAL MATCH FAA 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 Ritchie; Roll call: Ritchie- yes, Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes; motion passed.

Motion to pass, made by Kaminski, second by Feyedelem; Roll call: Ritchie- yes, Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes; motion passed.

11.4 **RESOLUTION NO. 2012-R- 17 : 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, made by Feyedelem, second by Seeholzer; Roll call: Ritchie- yes, Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes; motion passed.

Motion to pass, made by Seeholzer, second by Feyedelem; Roll call: Ritchie- yes, Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes; motion passed.

11.5 **RESOLUTION NO. 2012-R- 18 : 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 Seeholzer, second by Feyedelem; Roll call: Ritchie- yes, Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes; motion passed.

Motion to pass, made by Seeholzer, second by Feyedelem; Roll call: Ritchie- yes, Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes; motion passed.

11.6 **RESOLUTION NO. 2012-R- 19 : A RESOLUTION APPROVING A REPORT OF THE ASSESSMENT EQUALIZATION BOARD OF KELLEYS ISLAND, OHIO.** (INTRODUCED BY: MAYOR KYLE PAINE)

Finger thanks the Board for their work.

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

Motion to pass, made by Seeholzer, second by Feyedelem; made by Seeholzer, second by Feyedelem; Roll call: Ritchie- yes, Seeholzer- yes, Feyedelem- yes, Finger- yes, Kaminski- yes, Marchky- yes; motion passed.

12. Items from the Mayor

13. Items from Council

13.1 Feyedelem asks Lambros if Kelleys Island can have a ban on firewood being transported to the island. There is a disease coming this way that attacks Maple trees and other trees. It has traveled to just north of Cincinnatti. Feyedelem would like the village to take some pro-active steps. Feyedelem would like to see no firewood brought to Kelleys. Lambros asks Mr. Feyedelem to give him information and he will write the legislation.

13.2 Kaminski wishes everyone a Merry Christmas and a Happy New Year.

14. Old Business

14.2 policy on driving rules- suggested by PEP loss control visit- Streets and Sidewalks—Finger suggests a workshop

15. **Public Participation for people interested in addressing council.** (Those who have signed the sheet will be called on first to speak. When called, please stand, face council, and state your name and address for the record. Please limit your comment to 1 minute to try to allow time for everyone.)

15.1 Leslie Korenko asks what streets were included in the bid advertisement and what was the alternate bid mentioned. Village Administrator Stevenson replies that streets included in the project will be Melody, Cedar, and Trailer. One bid was tar and chip and the other was for pavement.

15.2 Bill Minshall asks what the method will be for collecting the watercraft tax. Lambros replies that the Clerk-Treasurer has to set up a system.

16. New Business- none

17. Motion to adjourn, made by Finger, second by Seeholzer, All in favor; motion passed.