Minutes of the Regular Council Meeting

June 12, 2014 at 7:00 pm

at the Town Hall on Division Street

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

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

4. Discussion and/or amendments to the 5-8-14 council minutes. Motion to accept the Minutes as presented, made by Seeholzer, second by Finger; RC: J. Wolfe- yes, M. Feyedelem- yes, G. Finger- yes, D. Kaminski- yes, G. Ritchie- yes, P. Seeholzer- yes; motion carried.

4.5 Discussion and/or amendments to the 5-21-14 council minutes. Motion to accept the Minutes as presented, made by Seeholzer, second by Finger; RC: J. Wolfe- yes, M. Feyedelem- yes, G. Finger- yes, D. Kaminski- yes, G. Ritchie- yes, P. Seeholzer- yes; motion carried.

4.75 Discussion and/or amendments to the May 30, 2014 Minutes of the Special Council Meeting. . Motion to accept the Minutes as presented, made by Seeholzer, second by Finger; RC: J. Wolfe- yes, M. Feyedelem- yes, G. Finger- yes, D. Kaminski- yes, G. Ritchie- yes, P. Seeholzer- yes; motion carried.

5. Discussion of Pay Ordinance No. 1136 : Motion to accept the Pay Ordinance as written, made by Kaminski, second by Seeholzer; RC: J. Wolfe- yes, M. Feyedelem- yes, G. Finger- yes, D. Kaminski- yes, G. Ritchie- yes, P. Seeholzer- yes; motion carried.

7. Committee Reports

7.A. Police- Chief Ehrbar reports that since the last report to council, there have been 22 Police Reports filed; 515 department phone calls; 10 arrests for underage consumption, fake id, obstruction, and resisting arrest; 7 traffic tickets, for speed and open container; 20 warnings, for speed, stop signs, and open container; 10 vehicle lockouts, for keys locked in cars; and 2 assists with KI EMS. With the arrival of summer you can see the department has had more activity. With the increase of summer visitors, which include the elderly and small children, the Departments reminds everyone to obey all the island and traffic laws, especially for stop signs and the 25 MPH island-wide speed limit. The new hires have all completed their training and been cleared to patrol our streets. Chief Ehrbar has been contacted by several residents who have pledged donations towards a new police cruiser. Chief Ehrbar is hopeful that donations will total the amount needed for the purchase.

7.B. Safety Committee- M. Feyedelem has nothing at this time.

7.C. EMS- S. Devine reports that

7.D. Fire Dept.-Chief Hostal reports that there were no fire calls in May. The Fire Dept. finally received the 12 sets of S.C.B.A.’s (air packs) that were purchased with the FEMA grant money. There is a new fire class starting in June. Five new prospective firemen are taking the class. Business fire inspections started yesterday and will continue until the end of the month. Fire training will be beginning and continue for the next couple of months, so when you see the firemen please use caution in the area. ABCO Fire Extinguisher Co. will be on the island at the Fire Dept. to give a fire extinguisher class. Everyone is welcome to attend. The KI Fire Dept. will need an agreement with Danbury Township for mutual aid.

7.E. Finance- P. Seeholzer reports that the Committee met and discussed the income tax and then we had a Special Council Meeting where all members of council were present and council decided to table the income tax legislation because currently there is enough money available and secondly the Council Members felt that passing upcoming levies, like the airport levy, was more important and the passage of an income tax might jeopardize future levies.

7.F. Lands & Buildings- G. Finger reports that the Committee met and has identified projects in the park- the memorial which sustained quite a bit of damage in the winter, and they are getting estimates for heat in the Dwelle House. Paving the parking lot at the administrative building has been suggested, along with fixing the handicapped ramp and adding railings to the front steps, and repairing the front stoop. They also cleaned the town hall, projection equipment has been donated to the village, paint downstairs in the town hall.

7.G. Airport- G. Ritchie reports that the proposal to purchase the Scheiber property was presented to the family but he has not heard what the reaction was.

7.H. Planning Commission- G. Finger reports that there was one Planning Commission since the last report. The meeting was well attended.

7.I. Design Review Board- G. Finger reports that the Board had a hearing last week and the current owner of the “Matso” property wants to restore the property and they want to remove one house so that they can put in a better sanitary system. Their request was approved.

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

7.K. Transfer Station- D. Kaminski reports that during Scrap Metal Day the dumpster wasn’t been filled for the last 2 years. Mayor Paine says that tires are hard to get rid of so the committee will look into collecting and disposing of tires.

7.L Village Administrator- Stevenson reports that his department has been doing a lot of road repair over the past few weeks and there is another project scheduled of crack filling on the road from the ferry dock to Harbor Lane.

7.M. Streets & Sidewalks- Wolfe reports that they had a meeting to discuss the application for the State Capital Improvement Program which is part of Ohio Public Works Commission. Applications are due September 15th for money to be awarded in 2015. The Village had an on-site visit from Donna Kirkbride with the OPEC to help us understand the application process and what support was available to the Village. We also discussed the projects that are needed and agreed on priorities. Road re-surfacing of Lakeshore Drive from Venture Resort to Seaway Marina, continued drainage replacement on Division Street to the State Park and the resurfacing of Chapel Street. Some sidewalk repair issues will be evaluated. Mark Drennen has offered to help the Village with estimating the cost for each project, but the Village will need to hire an engineer for the final application. Establishing drainage districts on the Island was discussed and the Committee will seek advice from the Village Solicitor as to the pro’s and con’s of taking such a step. Also discussed was the issue of residents mowing and leaving and/or blowing clippings into the street which can cause a safety issue, as well as clogging drains and looking bad to visitors. **Motion to have Solicitor Lambros research the problem of grass in the street legally and prepare legislation if necessary,** made by Finger, second by Seeholzer; RC: J. Wolfe- yes, M. Feyedelem- yes, G. Finger- yes, D. Kaminski- yes, G. Ritchie- yes, P. Seeholzer- yes; motion carried.

7.N. Park Board- Cindy Herndon says that recently the Tall Ships Committee put up a stone monument in Memorial Park honoring the Battle of Lake Erie. Jim Erne worked with them on the installation. Seeholzer mentions that the monument to fallen members of the armed services needed repair and she has heard that the Park Board is going to help with that expense. Finger adds that they hope to build a sidewalk to the monument and then surround it to cut down on the possibility of lawn equipment damaging it.

7.O. Mayor’s Financial Report- Mayor Paine reports that Mayor’s Court paid the village $1,705.46: $40 to the computer fund, $12 to the library fund, $40 to the court improvement fund, and $1,613.46 to the general fund.

7.P Legal- D. Lambros has no report.

7.Q Treasurer’s Report- Sue Marchky reports for C. Brown that the Treasurer’s Report is in the Council Members’ packets. There is also a letter from C. Brown in the packet. Brown also asked that members of council motion to approve a Then and Now purchase/payment to Santoro for repair of the downtown monument.. **Motion to approve the payment of $15,500 to Santoro to repair the downtown monument,** made by Seeholzer, second by Finger; RC: J. Wolfe- yes, M. Feyedelem- yes, G. Finger- yes, D. Kaminski- yes, G. Ritchie- yes, P. Seeholzer- yes; motion carried. Marchky says that the Park Board is meeting soon and on their agenda is the approval of this expense.

9. First Readings

10. Second Readings

11. Third Readings & Emergencies

11.1 **ORDINANCE NO. 2014-O- 10 : AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH DANBURY TOWNSHIP TO PROVIDE EMERGENCY AMBULANCE SERVICE TO THE VILLAGE OF KELLEYS ISLAND, OHIO AND DECLARING AN EMERGENCY.**

Motion to suspend the three reading rule, ,made by Finger, second by Seeholzer; RC: J. Wolfe- yes, M. Feyedelem- yes, G. Finger- yes, D. Kaminski- yes, G. Ritchie- yes, P. Seeholzer- yes; motion carried.

Motion to pass, made by Kaminski, second by Feyedelem; RC: J. Wolfe- yes, M. Feyedelem- yes, G. Finger- yes, D. Kaminski- yes, G. Ritchie- yes, P. Seeholzer- yes; motion carried.

12. Items from the Mayor

12.1 Mayor Paine presented a request from the lessor of the water tower to waive the payment to the village for a new communication company that they want to have as a customer. This would be against the lease agreement. Council tables action on the request until further research has been done.

12.2 Finger asks if the use of the roads for a run that had no notification to council, has a problem that would prevent their use of the roads? Lambros asks if the roads would be closed and what we do for the run that benefits the Police Dept.. Finger says that they would not close the roads and the Police take care of the roads for the other runs that have been requested of council. Lambros replies that the village has no permitting process for using the roads in this way. The responsibility to keep the people safe falls upon the KI Police Dept. and the Police Chief has to be responsible for setting it up as the Police Chief wants it set up. Finger suggests a motion that Chief Ehrbar be responsible for safety oversight. Lambros says that what disturbs him is that this group thinks it can just come over and take over the village when the standard is to request permission from council. Wolfe suggests getting a copy of their insurance. Finger says that maybe in the future the Village should look into a permit process. Lambros suggests that the Village come up with a set of standards and regulations and then a permit process. Lambros says that he will come up with a set of suggestions by next week and email them to all the council members.

12.3 Wolfe says that he has asked the Solicitor to look into the bid level in reference to proposed street work. A preliminary estimate is being prepared by volunteers.

12.4 Mayor Paine announces that Chris Wise has resigned from the BZA and he asks if anyone present is interested in serving in his place. Barb Christie volunteers and was appointed to serve in the vacated position on the BZA. She will stop by the office and get information regarding the BZA.

13. Items from Council

14. Old Business

15. Public Participation for people interested in addressing council.

15.1 Patti LeClair says that she wrote a letter to council in October 2012, asking when the name was changed from Huntington Lane to Huntington Street. She says that her customers can’t find her place. She adds that the addresses are screwed up on the street, at the two ends of the street and that there are two houses that have the same address of 119 Huntington. Lambros says that the only way that the name of a street can be changed officially is by legislative action. LeClair says that her deed says Huntington Lane and that’s why she thinks the part where her house is located should be called “Huntington Lane”. Kaminski suggests adding North and South to “Huntington Lane” to differentiate the two parts.

LeClair continues that they mentioned State Issue II grants and they mentioned a list of projects. She asks if Huntington Lane was on the project list. Mayor Paine responds that discussions have taken place between the Village and granting agencies and the Village has been told that with so few people that would benefit, none of the granting agencies saw it as a viable application. Village Administrator Stevenson adds that in the discussions with granting agencies, it was not acceptable as a singular project, but that it might be acceptable if combined with other projects. Some grant decisions are based on a point system.

15.2 Martin Lentz and his sister Karen introduce themselves.

15.3 Mary Dolejs, 1234 Forest Lane, has an issue with a ditch which is adjacent to the airport property. Dolejs has contacted some of the Members of Council individually. She says that it holds stagnant water and it is near her house. She thinks the ditch needs to be trenched out and that another ditch needs to be trenched out by/on the Byrne property. It causes her sump pump to run all the time and she says it will eventually hurt their house foundation. She requests a time frame for when the village will take care of the problem. Village Administrator Stevenson says he will have to check and see if there is money for that project in the airport funds. Dolejs thinks it is all airport property. Finger says that the Airport Committee could review it. Ritchie says that this is the first that he has heard of the problem. Ritchie asks if Dolejs can see him and the Village Administrator after the end of this meeting to arrange a time to view the property. Dolejs responds that she can do that.

Dolejs has a second complaint: she wants to know why the grass is not being mowed on what was the Byrne property along with the rest of the airport property. Village Administrator Stevenson responds it is because it is still too wet to mow.

15.4 Cindy Herndon and Steve Merkel talked about the Tall Ships Committee. Herndon asks if the storm water that Dolejs spoke about would be diverted down Dwelle Lane and Village Administer Stevenson says “no”, the water is going somewhere else. Herndon and Merkel want to donate money from the Tall Ships Committee to specific projects and asked how to do that and make sure that it is used for what they want. They want to give back to Kelleys Island and discussed giving to the Park Board to use the money for the basketball and tennis court project, if the project is still going on. Village Administrator Stevenson says that it is still active and that they are waiting on information for additional paving of the court area. Seeholzer adds that the money would go to the village, to the Clerk-Treasurer with the designation and then the Treasurer would put it in the Park Board area. Wolfe thinks that the Russ Wilson bequest was put in the General Fund. The Tall Ships Committee gave $5,000 to the EMS Association (auxiliary). Merkel says that Mr. Zettler is also working on a proposal that the Park Board will be reviewing at their next meeting.

15.5 Frank Yako says that last fall his property was used by the contractor when the water intake was replaced and his property has not been fixed yet. He has rocks and dirt but no grass. He has talked to the Village Administrator Stevenson 3 or 4 times about it but nothing is getting done. Joe Bell was hired by the contractor to fix the lawn area and Village Administrator Stevenson will speak with Joe Bell about it.

15.6 Ben Elfers says that he has water leakage that he thinks is the fault of the village that he had to have repaired. The cost was $1,604 and he wants the village to reimburse him.

15.7 Frank Yako says that a gutter is falling off the Town Hall building. Last winter a snow plow damaged his fence or snow was pushed up against the fence and damaged the fence and he wants the village to repair it.

15.8 Lars Neu asks about dogs in restaurants: he asks if the village has any rules or regulations that allow dogs to be in public restaurants, outside at the marina, Dockers, etc. Solicitor Lambros responded that dogs in restaurants is a public health issue and it is regulated by the Health Department. A restaurant can be fined by the Health Department, not by the Village.

16. New Business

16.1 Clerk’s Office Obsolete Equipment list: **Motion to allow disposition of the obsolete items by the Clerk-Treasurer**- motion by Seeholzer, second by Finger; all in favor; motion passed.

16.2 Thank you from Commissioner Schade

16.3 Public Entity Pool (our insurance) Loss Specialist Recommendations

16.4 Request by KI School to waive any village fees associated with a school garden fence; **motion to waive the village fees for the school**, made by Finger, second by Seeholzer; RC: J. Wolfe- yes, M. Feyedelem- yes, G. Finger- yes, D. Kaminski- yes, G. Ritchie- yes, P. Seeholzer- yes; motion carried.

16.5 other correspondence

17. Motion to adjourn, made by Finger, second by Kaminski; RC: J. Wolfe- yes, M. Feyedelem- yes, G. Finger- yes, D. Kaminski- yes, G. Ritchie- yes, P. Seeholzer- yes; motion carried.

(adjourned at 8:29 pm)