

Minutes for the Regular Council Meeting held on November 9, 2024 at 10:00 am

1.0 Mayor Ehrbar calls council to order –

RC: S. Smith __Y__, M. Gaither __Y__, J.Wolfe __Y__, G. Finger __Y__, A.M. Eaton __N/A__,
S. Stevenson __Y__

2.0 All rise for the Pledge of Allegiance to the Flag:

4.0 Discussion and/or amendments to the October 12, 2024 Regular Council minutes.
Motion to accept/amend the Minutes as presented,

RC: S. Smith __Y__, M. Gaither __Y__, J.Wolfe __Y__, G.Finger __1__, A.M. Eaton __N/A__,
S. Stevenson __2__

5.0 Discussion of Pay Ordinance No. 1242: Motion to accept the Pay Ordinance as written,

RC: S. Smith __Y__, M. Gaither __2__, J.Wolfe __1__, G.Finger __Y__, A.M. Eaton __N/A__,
S. Stevenson __Y__

Mayor R. Ehrbar presents a Proclamation to Jackie Taylor and the Kelleys Island Field Station.
Mayor R. Ehrbar honors Kelleys Island Field Station by naming September 14 Kelleys Island Field Station Celebration Day.
Mayor R. Ehrbar adds that Jackie Taylor was also recently recognized in Columbus by Governor DeWine for her work and dedication to the program.

7.0 Committee Reports

7.A. **Police** – James E. Bartus II: Absent: C. Messina present. Report in Council Packets.

7.B. **Safety Committee** – G. Finger, S. Stevenson: No meeting. No report.

7.C. **EMS** – Russ Maust: October Runs-11 Clinic Calls-6
Last month’s training was series of medical and trauma scenarios. Cleveland Metro brought a team of people to facilitate this training. During this training we received two actual EMS runs simultaneously. While cutting our training short, this allowed the Metro Staff to see how efficiently our crew can handle receiving multiple calls at the same time. I can honestly say that I am very proud of how well our team performed. This month’s training will be on Advanced Cardiac Life Support.
The EMS budget is currently within the limits of the annual budget.
On November 23rd, we have our annual Volunteer Safety Forces Appreciation Dinner scheduled. I would like to ask the Village Council for a motion to waive the fees for the rental of the Town Hall for this event.

S. Stevenson makes a motion to waive rental fee; second by M. Gaither. All in Favor. Motion Passed.

7.D. **Fire Dept.**- Chief Skeans: October Runs – 1
The Fire Department would like to thank everyone who voted for our levy.
The Annual Pot Luck at the Town Hall is on Dec. 14. The Fire Dept. would like to ask that the fees associated with the use of the hall be waived.

J. Wolfe makes a motion to waive fees; Second by M. Gaither. All in Favor. Motion Passed.

On November 29th Santa will be with us for the Annual Christmas Lighting of the park. Everyone is welcome. Currently the Fire Dept. is on track with the 2024 budget.

7.E. **Water Department** – T. Lange:
Andrew Pickworth passed Class 3 operator’s test. Will be added as backup.
Nataliya is taking Class 2 test on November 20. Wish her luck!!
Working on restocking distribution and plant items. Some of the winter maintenance items have already arrived.
Policy and Procedure details worked out; now available on Village website.
Wrapping up final details on Asset Management Plan. Will be presented at December Council meeting.

7.F. **Finance** – A.M. Eaton, J. Wolfe reports: No Meeting.

7.G. **Lands & Buildings** – M. Gaither, G. Finger: M. Gaither reports that a meeting was held on November 7 to discuss new projects for 2025.

7.H. **Airport** – J. Wolfe, A.M. Eaton: J. Wolfe reports: No Meeting. No Report.
Mayor R. Ehrbar adds that they continue to work with FAA, ODNR and consultants from RS&H.

7.I. **Planning Commission** – J. Wolfe: No applications.

7.J. **Design Review Board** – R. Maust: No Meeting.

7.K. **Board of Zoning Appeals** – Gary Finger reports: Meeting to follow Council today, Town Hall.

7.L. **Transfer Station** – S. Smith, M. Gaither: S. Smith reports: No Meetings but, will be scheduling for week after next.

7.M. **Village Administrator** – Andy Federle: Absent: Report in packets.
Playground completed – pavers, fencing.
Woodford Rd. sidewalk is now complete.
Town Hall elevator repairs have been completed and it is now operational.
Working on budgets with Lange and Skeans.
Working with KEM on information gathering for Sewer Project.

7.N. **Streets & Sidewalks**- S. Stevenson, S. Smith: S.Stevenson reports a meeting has been scheduled for November 18 at 10am, Village Office. Discuss new projects and appropriations.

7.O. **Park Board** – Lisa M Klonaris: M. Gaither reports: I would like to rectify a statement that was presented in last month's park board report regarding the All-American Tree Co. The wood chips that were stated to be dumped at the Scheele Preserve were asked for, appreciated and not illegally dumped.

7.P. **Mayor's Financial Report**- Mayor Ehrbar: Mayor's Court report submitted by Rosalyn Ahner.
November 8, 2024: For the month of October 2024 the court collected a total of \$5105.00: 90.00 Computer Fund, \$90.00 Court Improvement Fund, \$27.00 Library Fund, \$0.00 Other Costs. \$4235.00 General Fund. All funds collected were from payment plans and fines. State was paid \$ 301.50: \$81.00 Victims of Crime, \$210.00 HB1 (state indigent support fund), \$0.00 State Bond Surcharge, \$10.50 Drug Law Enforcement/Justice Program Services. Erie County Municipal was paid \$1.50
Indigent Drivers Alcohol Treatment Fund \$0.00. Bank / Online payment expenses totaled: \$0.00 (Credit Card & US Bank service fee). Court has paid a total of \$18,664.00 to the Village General Fund in 2024. Court has paid a total of \$16158.00to the Village General Fund in 2023.
Court has paid a total of \$7805.00 to the Village General Fund in 2022
Court has paid a total of \$23133.00 to the Village General Fund in 2021
Court has paid a total of \$14352.46 to the Village General Fund in 2020.
Court has paid a total of \$33837.90 to the Village General Fund in 2019.
Court has paid a total of \$31425.03 to the Village General Fund in 2018.
2024– 67 tickets issued
2023 - 60 tickets issued
2022 – 49 tickets issued
2021 – 98 tickets issued
2020 – 37 tickets issued

7.Q. **Legal**- D. Lambros:

On agenda today; 1st Reading is a memorándum with City of Sandusky to engage in a Building Dept. on this island.No hurry. Sandusky has to work it through their system. 2nd Reading will be in December and probably won't be passed until March meeting.

Regarding the Referendum Petition: After reviewing the Referendum Petition filed I sent a letter to the County Prosecutor and Board of Elections indicating the petition itself was flawed and didn't meet the statutory requirements set forth by 3501.38 ORC and 731.29 ORC. It wasn't filled out properly. According to the case law in the State of Ohio, these laws are mandatory and any flaws are fatal. I got an email back from the Director of Board of Elections agreeing that after staff met and the meeting that I attended on October 25, where the Assistant County Prosecutor also agreed with that position. Quirky thing is that it requires a certification from the Clerk-Treasurer to go forward. The Clerk-Treasurer really can't certify a petition that is invalid. I sent this information to Council yesterday. I indicated that obviously there are a lot of changes that need to be made. I did receive a letter of requested changes from the Transient Rental group. I find it compelling and changes need to be made. I'll work on that this month and give Council my recommendations. Council can then do as they see fit.

7.R. **Treasurer** - L. Klonaris: Financials in Council packets.

7.S. **Telecommunications Oversight and Development Committee**- J.Wolfe reports:

McKay brothers and Verizon are coming to an agreement to put a new Verizon tower. Rather,put antennas on the existing tower. We are hoping this will take place in the next 6 months and should provide a lot more coverage.

(next legislation numbers O – 21 and R - 13)

9.0 First Readings:

9.1 ORDINANCE NO. 2024 – O - _____: AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF SANDUSKY FOR REVIEW OF BUILDING PLANS AND SPECIFICATIONS, AND PROVIDING BUILDING INSPECTION SERVICES TO ESTABLISH AND MAINTAIN BUILDING DEPARTMENT SERVICES FOR COMMERCIAL, RESIDENTIAL AND PUBLIC BUILDINGS IN THE VILLAGE OF KELLEYS ISLAND, OHIO

(INTRODUCED BY: MAYOR RONALD E EHRBAR)

Motion to suspend the three reading rule,
RC: S. Smith _____, M. Gaither _____, J.Wolfe _____, G.Finger _____, A.M. Eaton _____, S. Stevenson _____

Motion to pass:
RC: S. Smith _____, M. Gaither _____, J.Wolfe _____, G. Finger _____, A.M. Eaton _____, S. Stevenson _____

10.0 Second Readings:

11.0 Third Readings & Emergencies:

12. **Items from the Mayor:** Regarding Airport/Monaghan Road; I stand firm on not closing the road. I will do everything in my power to keep Monaghan Road from closing.
We are not turning Long Point into a State Park.

S. Smith

13. **Items from Council:** S. Smith: Dave exhibit A was sent out; we talked about performance criteria report for these guys, guarantee of 2 days. I see nothing in there for performance.
Dave: OBBC requires 72 hours. That is what we are adopting; Code we are adopting. Winter is a different situation here so, we will have to address.
S. Smith: Glad you are listening to these transient guys. I went to their meeting and they seemed to have reasonable stuff.
Dave: I agree. Based on the time line, time frame has to change. Because no official action has been taken, there is time to make change.

14. Old Business:

15. **Public Comment:**
Tom Mayor: Mayor, glad to hear your comment on airport and Long Point. I came today to address an email that went around on Thursday. One of our neighbors said there was a discussion over lunch this week about a proposal from Village to purchase property for sale on Long Point; move gate back to my property line and turn both the Museum property and property for sale into a public and open State Park.
I bought my property because my family values their privacy.
Museum property has all kinds of deed restrictions from when gifted by the Jones' to keep as a closed preserve. The 11 properties, plus the Museum; on that easement have joint ownership and own gate. If someone buys that property, there is no ability without the rest to move gate.

Idea of moving road at Airport; When Scot's house burned, I came here. I followed tanker from fire hydrant to Scot's. I saw how slow the tanker has to crawl at corner on Monaghan. If we put four 90 degree turns between fire hydrant and NE quadrant of island, we're all going to be in danger if there is another fire. There are open record laws; open meeting laws in state of Ohio. If there are meetings going on between Village, FAA, ODNR and talk of buying property, moving gates; there will likely be lawsuits under Ohio meeting laws. Mayor Ehrbar states that there is a difference between proposal and agreement.

Lori Hayes: I would like to congratulate Village on the latest acquisition of the extension to the Monaghan Preserve that the Western Reserve Land Conservancy helped to get. 16 acres. Thank You.

Art Clancy: I am here to support the statements Tom made. We too bought our property which is directly adjacent to Museum property because, we value privacy. While I understand there is a difference between discussion and a formal proposal; discussions sometimes lead to formal proposals. I want to make a point that those involved, all of us that live at Long Point extensively, are troubled that any such discussion, whether for proposal or whatever reason, might be taking place without our knowledge.

Leslie Korenko: You talked about an antenna going up? Where will that be? Mayor Ehrbar: Transfer Station. There was some talk of one going off Monaghan Road. Mayor Ehrbar: This is currently at the new tower at Transfer Station.

Brandon Davis: Publicly thank folks in room, particularly Council members Gaither and Smith for their help. They were in on conversations at meetings that we have had related to vacation rentals and transient rental ordinance on the island. Mr. Lambros, I appreciate your comments today related to some of the log we've had. We want to press forward with some good ideas.

Jim Coleman: I heard something earlier about the Museum property being changed into a State Park or something else. The Museum of Natural History is prohibited by it's by-laws to sell it's property. So, anything to do with sale of Museum property isn't going to happen.

Russ Maust: Now that the park is completed; I just wanted to thank and commend all of the people that worked on that project. The park is absolutely gorgeous.

16. New Business:

17. Correspondence:

18. Motion to adjourn,

RC: S. Smith __Y__, M. Gaither __Y__, J. Wolfe __Y__, G. Finger __1__, A.M. Eaton __N/A__,
S. Stevenson __2__

Meeting Adjourned At: 10:24



Lisa M Klonaris, Clerk-Treasurer



Mayor Ronald E. Ehrbar