

RECORD OF PROCEEDINGS  
Village of Peninsula Council  
SPECIAL SESSION

Held: November 7, 2013

Page 1 of 3

**Call to order:** The Village of Peninsula Council convened from 6:07 p.m. to 7:35 p.m. in the Peninsula Village Hall. Mayor Douglas Mayer, called the meeting to order.

Douglas Anderson	Present	Mary Booth	Present
Dee Holody	Absent	Charles Moyer	Absent
Brian Schall	Present	Dan Schneider	Present
Douglas Mayer, Mayor	Present	John Stiegel, Fiscal Officer	Present
Joseph Varga, Police Chief	Present		

**Visitors:**

None

**Police Contract:** Douglas Mayer

Council discussed the figures within the Boston Township Police Contract. Mr. Anderson stated that Boston Township officials had asked Council to keep the base price of the contract for 2014. Mr. Mayer asked what the difference in dollar amount would be; Mr. Stiegel answered 12-13,000. Ms. Booth explained that the price for 2014 is the determinate for compounding the following years.

Mr. Schneider asked if the officials from Boston Township were aware that they would be billed for the additional services unlike in the past.

Members then reviewed the figures and the affect the roll back would have on the remaining years. Mr. Mayer and Mr. Anderson voiced their concerns regarding the actions and comments made by a trustee to a Peninsula Police Officer during the Towpath Marathon. The Trustee had voiced concerns over illegal parking within the Township. The Officer did make a report of the incident. The Trustee told the Peninsula Officer that the contract for the Police Department was up and that she would not be supporting renewal. The Trustee had made phone calls three days later stating that she did not want to go with another contractor.

Ms. Booth asked if the 5% yearly increase incorporated in the contract is standard within the industry. Mr. Stiegel responded that costs related to gas, insurance and other expenses are difficult to predict but he felt that the contract was a good deal for the Township. He also stated that additional services rendered will be billed within 30 days.

Members then discussed the Richfield Dispatch contract in detail. It was noted that the contract renewal is currently on hold until the Township makes an agreement with either Boston Heights or Peninsula. Bills for dispatch service will go to the awarded community.

Ms. Booth inquired about the dispute resolution clauses within the proposed contract.

Mr. Anderson read sections 3, 7, and 8 of the contract aloud. Members discussed removing section 8; and updating section 3 to include a notice that payments are due within 30 days of billing. Members expressed concern with the Township's ability to remove funds from future payments in case of a dispute. Mr. Anderson reiterated the events after the missing shifts were discovered.

RECORD OF PROCEEDINGS  
Village of Peninsula Council  
SPECIAL SESSION

Held: November 7, 2013

Page 2 of 3

Ms. Booth asked if the previous contract had included the 5% increase each year. Mr. Anderson responded, yes. He further explained that only the additional duties were not billed as discussed earlier.

Mr. Anderson talked about reductions to the Police Department if the Township would utilize Boston Heights, further noting that if within 6 months of the new contract the Township would decide to come back to Peninsula, Peninsula would not have the staff to consider that contract. Mr. Anderson then said: We gave them three proposals, pick one or pick none.

Mr. Mayer noted that calls were attended to within the hours that the Township said they had no coverage, he further stated, that in fact Peninsula did not have coverage. Mr. Mayer also said that should the Township choose Peninsula, we now have the proper staffing for the contract to work properly.

Ms. Booth and Mr. Mayer discussed the billing for the additional services. Members agreed that the contract pricing is fair and cannot be decreased.

Ms. Booth asked for a specific dispute resolution procedure is added to the proposed contract. Members discussed and agreed that 30 days after billing the Township must pay the amount billed. She suggested an arbitration procedure is added by the Solicitor.

Chief Varga expressed the urgency of submitting the proposal to Boston Township for review. Members further discussed the dispute resolution procedure agreeing that the Solicitor should add a clause for protection of both parties.

Mr. Anderson suggested adding the statement: Section 1, "terminating this agreement without cause the party must provide 90 written notice and 45 days notice for termination with cause." He also asked that at the end of Section 3, a statement that financial disputes must be resolved through an arbitrator, and withholding funds is not a vehicle for resolving disputes." Ms. Booth suggested the Solicitor review the comments and update the contract for review at Monday's Council meeting.

Mr. Anderson noted that the next Council meeting does violate the codified ordinances due to the fact that Monday is a Holiday.

A motion was made by Douglas Anderson, seconded by Daniel Schneider, to rescind the three proposals previously approved by Council. Votes were: Mary Booth, aye; Brian Schall, aye; Douglas Anderson, aye; Daniel Schneider, aye.

**(Motion 124-2013)**

A motion was made by Douglas Anderson, seconded by Daniel Schneider, to table the proposed contract until the Solicitor's recommendations are reviewed by Council. Votes were: Mary Booth, aye; Brian Schall, aye; Douglas Anderson, aye; Daniel Schneider, aye.

**(Motion 125-2013)**

RECORD OF PROCEEDINGS  
Village of Peninsula Council  
SPECIAL SESSION

Held: November 7, 2013

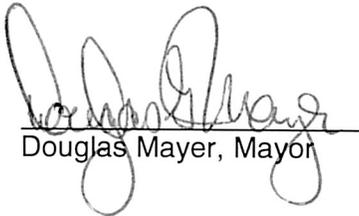
Page 3 of 3

A motion was made by Daniel Schneider, seconded by Brian Schall, to adjourn at 7:35 pm. Votes were: Mary Booth, aye; Brian Schall, aye; Charles Moyer, aye; Douglas Anderson, aye; Dee Holody, aye; Daniel Schneider, aye.

**(Motion 126-2013)**

The Village of Peninsula's next regular meeting will be held November 11, 2013 at 7:00 pm. on the second floor of the Peninsula Town Hall, located at the corner of State Route 303 and Akron-Peninsula Road.

Respectfully submitted,

  
Douglas Mayer, Mayor

12-17-03  
Dated

  
John D. Stiegel, Fiscal Officer

12/10/13  
Dated

All formal actions of the Village of Peninsula concerning and relating to the adoption of resolutions and/or motions passed at this meeting were adopted in a meeting open to the public, in compliance with the law, including Section 121.22 of the Ohio Revised Code.