

RECORD OF PROCEEDINGS
Village of Peninsula Council
SPECIAL SESSION

Held: February 8, 2014

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Call to order: The Village of Peninsula Council convened from 9:00 am to 9:25 am. in the Peninsula Village Hall. Mayor Douglas Mayer, called the meeting to order with the following members and visitors present:

Michael Matusz	Present	Carol Kramer	Present
Dee Holody	Present	Pamela Schneider	Present
Daniel Schneider	Present	Douglas Mayer	Present
John Stiegel	Present		

Visitors:

Constance Hesske

Citizen Participation: Douglas Mayer

None

Solicitor Committee Report: Dee Holody, Chair

Ms. Holody made a motion, seconded by Pamela Schneider, to consider **Resolution 2-2014**, A Resolution to provide legal services for the Village of Peninsula, *and declaring an emergency*.

Ms. Holody explained that the Committee had held three meetings and that nine (9) proposals were opened and reviewed. The Committee had used the same criteria for each review. The baseline criteria included: an organization that was small, familiar with small municipalities and village governance, and potential conflicts. She noted that the Committee interviewed three of the nine candidates. Following the interviews, the Committee agreed to formally recommend Attorney Hesske as Village Solicitor.

Mr. Matusz and Ms. Holody asked Attorney Hesske about her experience. Attorney Hesske detailed her experience. She further explained that she had planned to be present at meetings; if there would be an issue, she would have representative present. Attorney Hesske discussed the water and sewer concerns of the Village, further noting that the Village must work together to address the concern and not "fight", it is a positive change. Attorney Hesske then discussed her previous work and familiarity with the Department of Environmental Services (DOES).

Mr. Mastuz asked Attorney Hesske for her addresses and location. Attorney Hesske responded that her office is downtown and lives nearby. Attorney Hesske then explained that she will also perform the duties of the Village's Prosecutor. She will provide a report monthly as to the status of cases.

Members discussed the Norton sewer concerns and publicity. Ms. Holody noted the contract details regarding Attorney Hesske's fees. Ms. Holody further explained to members that the fees for the Solicitor are within the Village's budget.

Attorney Hesske explained her procedure should a major project or litigation occurs. She said that

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she would approach Council to allow for preparation and/or forecasting and planning.

Mr. Mayer referenced the insurance document provided to members within their packet by stating that Attorney Hesske had recently changed insurance providers the document is the current policy information.

Ms. Holody made a motion, seconded by Pamela Schneider, to approve **Resolution 2-2014**, A Resolution to provide legal services for the Village of Peninsula, Ohio, and confirming the appointment of Constance A. Hesske as Solicitor, and *declaring an emergency*. Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Pamela Schneider, aye; Daniel Schneider, aye.

(Motion 20-2014)

Mr. Schneider made a motion, seconded by Dee Holody, for Council's consideration of the resignation of Irving Sugerman as Village Solicitor. Mr. Schneider read aloud Attorney Sugerman's, February 3, 2014 letter.

Attorney Hesske asked Council for their review of the subcontracted services of the Prosecuting Attorney associated with Attorney Sugerman's contract. Council discussed.

Mr. Schneider then clarified their discussion by stating: Council will accept Attorney Sugerman's resignation, which will include the resignation of Attorney J.R. Russell. Attorney Russell had been subcontracted by Attorney Sugerman to provide prosecuting services to the Village. Attorney Hesske will, effective immediately, act as the Village's Solicitor and Prosecutor. Ms. Holody stated that the acceptance of both resignations will eliminate any future billing by Attorney Sugerman.

Daniel Schneider made a motion, seconded by Dee Holody, to accept the resignation of Irving Sugerman as the Village's Solicitor; the resignation includes the resignation for services of subcontracted J.R. Russell, Deputy Prosecutor Stow Municipal Court, effective immediately, as the Village of Peninsula has selected and retained Solicitor and Prosecution services of Constance Hesske. Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Pamela Schneider, aye; Daniel Schneider, aye.

(Motion 21-2014)

Daniel Schneider made a motion, seconded by Dee Holody, to adjourn at 9:25 am. Votes were: Michael Matusz, aye; Carol Kramer, aye; Dee Holody, aye; Pamela Schneider, aye; Daniel Schneider, aye.

(Motion 22-2014)

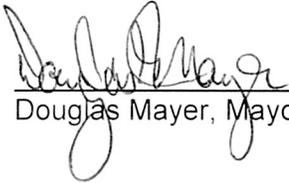
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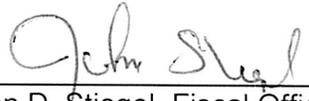
The Village of Peninsula's next regular meeting will be held February 10, 2014 at 7:00 pm. on the second floor of the Peninsula Town Hall, located at the corner of State Route 303 and Akron-Peninsula Road.

Respectfully submitted,



Douglas Mayer, Mayor

3-13-014
Dated



John D. Stiegel, Fiscal Officer

3/11/14
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.