

RECORD OF PROCEEDINGS
Village of Peninsula Council
REGULAR SESSION

Held: June 13, 2016

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CALL TO ORDER: The Village of Peninsula Council convened from 7:00 p.m. to 9:28 p.m. in the Peninsula Village Hall. Mayor Douglas Mayer called the meeting to order and initiated the pledge of allegiance with the following members and visitors present:

COUNCIL MEMBERS:

Mary Booth	Present	Douglas Mayer, Mayor	Present
Diane Holody	Present	Daniel Schneider	Present
Carol Kramer	Present	Pamela Schneider	Present
Michael Matusz	Present		

OTHERS PRESENT:

Brad Bryan, John Stiegel, Elizabeth Workman, Rick Studenic, Larry Bell, Bob Hrovat

Mr. Matusz announced that he would need to leave at 8:15 to go to work.

Mrs. Kramer entered the meeting at 7:05 p.m.

CITIZEN PARTICIPATION:

Larry Bell announced that the Python Parade will be held Saturday, July 16, 2016 at 1:45 p.m.

Bob Hrovat asked if Council had received his letter regarding filling the vacant seat on Council.

The Solicitor answered for Council, explaining that Council acted within their rights.

COUNCIL PARTICIPATION: Nothing.

MAYOR'S REPORT

The Mayor announced the dates scheduled for the Village of Peninsula Akron Zoo Community Days, are September 6 through September 11. Tickets will be available for pick-up at the Village Hall after August 22nd. There is a 4 ticket maximum per family, while supplies last.

The Mayor stated that he met with the CVNP, who informed him that due to the train incident last summer, the Park has hired a Security Group, and they will be setting up 2 cameras at each station to monitor the flow of pedestrians. The Mayor reported that lifetime resident Jim McKenna passed away this week and offered condolences to his family. Mayor Mayer introduced Rick (last name) of Whichert Insurance, who presented the renewal policy to Council. Mr. (last name) informed Council that there was a slight increase, due to deer incidents in Village vehicles. Council discussed investing in deer whistles for the cars.

SOLICITOR'S REPORT: The Solicitor asked Council if they would like to skip forward to legislation.

Council agreed to move to legislation.

LEGISLATION:

First Readings:

RESOLUTION 11-2016

AN EMERGERGENCY RESOLUTION AUTHORIZING THE MAYOR AND FISCAL OFFICER TO ENTER INTO AN AGREEMENT FOR RENEWAL OF THE VILLAGE'S INSURANCE POLICIES WITH SELECTIVE INSURANCE COMPANY THROUGH WICHERT INSURANCE

MOTION: TO SUSPEND THE THREE READING RULE OF RESOLUTION 11-2016.

Moved by Ms. Schneider, seconded by Mr. Matusz.

Call for discussion made by Solicitor Bryan: Nothing.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 81 -2016)

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MOTION: TO ADOPT RESOLUTION 11-2016.

Moved by Ms. Schneider, seconded by Mr. Matusz.

Call for discussion made by Solicitor Bryan: Nothing.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 82 -2016)

RESOLUTION 9-2016

AN EMERGERGENCY RESOLUTION AUTHORIZING THE CONTINUANCE OF THE ONE MILL CEMETERY MAINTENANCE TAX FOR THE VILLAGE OF PENINSULA AND BOSTON TOWNSHIP UNION CEMETERY ASSOCIATION

MOTION: TO SUSPEND THE THREE READING RULE OF RESOLUTION 9-2016.

Moved by Mr. Schneider, seconded by Ms. Schneider.

Call for discussion made by Solicitor Bryan: Nothing.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 83 -2016)

MOTION: TO ADOPT RESOLUTION 9-2016.

Moved by Mr. Schneider, seconded by Ms. Holody.

Call for discussion made by Solicitor Bryan: Nothing.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 84 -2016)

RESOLUTION 10-2016

AN EMERGERGENCY RESOLUTION PROVIDING A PAY INCREASE TO PRESENT VILLAGE EMPLOYEES

MOTION: TO SUSPEND THE THREE READING RULE OF RESOLUTION 10-2016.

Moved by Mr. Matusz, seconded by Ms. Schneider.

Call for discussion made by Solicitor Bryan: Nothing.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 85 -2016)

MOTION: TO ADOPT RESOLUTION 10-2016.

Moved by Ms. Schneider, seconded by Ms. Booth.

Call for discussion made by Solicitor Bryan: Nothing.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 86 -2016)

RESOLUTION 12-2016

AN EMERGERGENCY RESOLUTION AUTHORIZING CERTAIN AMENDMENTS TO THE 2016 ANNUAL APPROPRIATION ORDINANCE

MOTION: TO SUSPEND THE THREE READING RULE OF RESOLUTION 12-2016.

Moved by Mr. Matusz, seconded by Mr. Schneider.

Call for discussion made by Solicitor Bryan: Nothing.

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Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 87 -2016)

MOTION: TO ADOPT RESOLUTION 12-2016.

Moved by Mr. Matusz, seconded by Ms. Holody.

Call for discussion made by Solicitor Bryan: Mrs. Kramer asked the Fiscal Officer which account the funds were coming out of. Mr. Stiegel replied, general fund.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 88 -2016)

RESOLUTION 13-2016

AN EMERGENCY RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH THE CUYAHOGA VALLEY NATIONAL PARK FOR SPECIFIC ROADSIDE MAINTENANCE SERVICES

MOTION: TO SUSPEND THE THREE READING RULE OF RESOLUTION 13-2016.

Moved by Mr. Matusz, seconded by Ms. Holody.

Call for discussion made by Solicitor Bryan: Nothing.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 89 -2016)

MOTION: TO ADOPT RESOLUTION 13-2016.

Moved by Mr. Matusz, seconded by Ms. Holody.

Call for discussion made by Solicitor Bryan: Ms. Schneider and Ms. Booth asked if the Service Department would have to keep track of time worked mowing the roads. The Mayor replied that the Service Department would need to photograph the areas after they are mowed. The Village will receive the money for mowing roads within the Village that are already being mowed by Village employees. The Mayor stated that the Park has relaxed the rules of the program and have made it as easy as possible. The program is a way for the Park to put money back into the communities within the Park.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 90 -2016)

Second Readings:

ORDINANCE 7-2016

AN EMERGENCY ORDINANCE REPEALING SECTION 1301.07 AND ENACTING CHAPTER 1311 OF THE BUILDING CODE RELATING TO UNSAFE AND DANGEROUS BUILDINGS

The Solicitor stated that at Council's request he added a new sub-section on page 5, "1311.075 HISTORIC REVIEW BEFORE DEMOLITION" and explained the addition. The Solicitor stated that Council might want to review the new Ordinance and move it to a third reading at the July Council meeting.

MOTION: TO DISCUSS ORDINANCE 7-2016.

Moved by Ms. Holody, seconded by Mr. Schneider.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 91 -2016)

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Ms. Booth asked why the Ordinance was brought to Council last month. Solicitor Bryan explained that there is a property within the Village that is in disrepair and as the current Ordinance stands, Stow could not act. Council discussed the condition of the property and the content of the Ordinance. It was agreed to table the Ordinance until the July meeting.

Third Readings:

Tabled:

FISCAL OFFICER'S REPORT:

MOTION: TO APPROVE THE MINUTES OF APRIL 11, 2016 REGULAR MEETING.

Moved by Mr. Schneider, seconded by Ms. Schneider.

Call for discussion made by Solicitor Bryan: Mrs. Kramer, Ms. Holody and Solicitor Bryan noted typos.

Ms. Workman will correct accordingly. Vote was not called.

MOTION: TO AMEND THE MINUTES OF APRIL 11, 2016, AS DISCUSSED.

Moved by Ms. Schneider, seconded by Mr. Schneider.

Call for discussion made by Solicitor Bryan: No response.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 92 -2016)

MOTION: TO APPROVE THE AMENDED MINUTES OF APRIL 11, 2016.

Moved by Ms. Schneider, seconded by Mr. Matusz.

Call for discussion made by Solicitor Bryan: No response.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 93 -2016)

MOTION: TO APPROVE THE MINUTES OF MAY 9, 2016 REGULAR MEETING.

Moved by Ms. Schneider, seconded by Mr. Schneider.

Call for discussion made by Solicitor Bryan: Mrs. Kramer, Ms. Holody and Solicitor Bryan noted typos.

Ms. Workman will correct accordingly. Solicitor Bryan asked if there was anything else. Ms. Holody questioned if Solicitor Bryan's final comment was left off and whether it could be added. After discussion it was agreed that Ms. Workman would listen to the tape and edit if needed. Vote would wait until July meeting. Vote was not called.

MOTION: TO APPROVE THE MINUTES OF MAY 23, 2016 SPECIAL MEETING.

Moved by Mr. Matusz, seconded by Mr. Schneider.

Call for discussion made by Solicitor Bryan: Mrs. Kramer noted a typo and Mr. Schneider stated that only one of the tractors had 4WD, Ms. Workman will make corrections as noted.

MOTION: TO APPROVE THE MINUTES OF MAY 23, 2016 AS AMENDED.

Moved by Mr. Matusz, seconded by Ms. Schneider.

Call for discussion made by Solicitor Bryan: No response.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 94 -2016)

Mayor Mayer reminded Council that Mr. Matusz needed to leave, and asked to move to Roads and Public Works.

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ROADS AND PUBLIC WORKS – MIKE MATUSZ:

Service Department

Mr. Matusz reported that the Road Department is currently catching up with the mowing, now that the new tractor has been received. Mr. Matusz presented an estimate from Wheatley Auto Service in the amount of 605.52 to fix the brakes on the F-250. Mr. Matusz asked Ms. Holody to report on the ditch concerns at 2542 Main Street. Ms. Holody stated that Charles Uray has presented a plan to fix the problem. Mr. Matusz will meet with Mr. Uray next week.

MOTION: TO FIX THE BRAKES ON THE PICK-UP TRUCK, IN THE AMOUNT OF \$605.52.

Moved by Mr. Matusz, seconded by Mr. Schneider.

Call for discussion made by Solicitor Bryan: No response.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 95 -2016)

With regards to road work in the Village, Mr. Matusz reported that the Road Department will look at what can be done internally and what jobs need to be contracted out.

Mayor Mayer stated that Mr. Halko came to Council on July 9, 2015 asking to be promoted. The Mayor stated that Council could not act because legislation was not in place. Since then the necessary legislation has been passed to include a job description and pay scale. The Mayor stated that he would like to promote Mr. Halko to the position of Working Supervisor Level I at the pay rate of \$15.50/hour. Council discussed the promotion of Mr. Halko. The Solicitor asked if Mr. Halko would receive the recent pay increase. The Mayor stated that this is a new position at a new pay rate, so therefore he would not receive the 2.5% increase.

MOTION: TO PROMOTE ALAN HALKO TO LEVEL I WORKING SERVICE DEPARTMENT SUPERVISOR AT THE RATE OF \$15.50/HOUR & WILL NOT RECEIVE THE ADDITIONAL 2.5% RAISE, EFFECTIVE JUNE 19, 2016.

Moved by Mr. Matusz, seconded by Mr. Schneider.

Call for discussion made by Solicitor Bryan: No response.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 96 -2016)

Mr. Matusz asked Council to consider a new computer for the Service Department. Council discussed and it was agreed to purchase a new computer similar to the one purchased for the Chief recently. Council discussed painting the concrete street markers, and the need for house markers, as requested by Valley Fire.

Planning Commission

Ms. Holody reported that the Village received 5 responses to the Wastewater RFQ posting.

Ms. Holody asked Council to take the next following steps:

- **Council to establish by motion the Wastewater Evaluation Committee** to develop the evaluation criteria and to rank and select an engineering firm for recommendation to Council for the Preliminary Engineering Report. Committee members will include the current WWAC members (Mary Booth, Karen Walter, Bill Clifton, Mike Kaplan and Dee Holody) and Charles Uray, Village Engineer.
- **Council by motion to grant authority to the WWAC members to speak on behalf of the Village** to potential funders and/or stakeholders for the purpose of seeking funding to assist in the cost

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of the Preliminary Engineering Report. Any applications or official letters of request will be brought to Council for approval and submittal.

MOTION: TO ESTABLISH THE RFQ EVALUATION COMMITTEE TO INCLUDE THE CURRENT WWAC MEMBERS AND CHARLES URAY, VILLAGE ENGINEER.

Moved by Ms. Schneider, seconded by Mr. Matusz.

Call for discussion made by Solicitor Bryan: No response.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 97 -2016)

MOTION: COUNCIL WILL GRANT AUTHORITY TO THE WWAC MEMBERS TO SPEAK ON BEHALF OF THE VILLAGE TO POTENTIAL FUNDERS AND/OR STAKEHOLDERS FOR THE PURPOSE OF SEEKING FUNDING.

Moved by Ms. Holody, seconded by Ms. Schneider.

Call for discussion made by Solicitor Bryan: No response.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 98 -2016)

Mr. Matusz left the meeting at 8:29 p.m.

FINANCE – PAM SCHNEIDER:

MOTION: TO APPROVE THE POLICE CRUISER AIR CONDITIONING REPAIR BILL IN THE AMOUNT OF \$1,023.70

Moved by Ms. Schneider, seconded by Ms. Holody.

Call for discussion made by Solicitor Bryan: No response.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, absent; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed with 5 votes.** (Motion 99 -2016)

MOTION: TO ACKNOWLEDGE THE FINANCIAL REPORTS.

Moved by Mr. Schneider, seconded by Ms. Schneider.

Call for discussion made by Solicitor Bryan: No response.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, absent; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed with 5 votes.** (Motion 100 -2016)

MOTION: TO PAY THE BILLS.

Moved by Mr. Schneider, seconded by Ms. Holody.

Call for discussion made by Solicitor Bryan: No response.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, absent; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed with 5 votes.** (Motion 101 -2016)

MOTION: TO APPROVE THE QUARTERLY PAYROLL.

Moved by Ms. Schneider, seconded by Ms. Holody.

Call for discussion made by Solicitor Bryan: No response.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, absent; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed with 5 votes.** (Motion 102 -2016)

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POLICE DEPARTMENT – DAN SCHNEIDER:

Mr. Schneider reported that the Chief is working on quotes for the 800 radios and will come to the next Council meeting to discuss.

MOTION: TO ASK CHIEF VARGA TO ATTEND MONTHLY COUNCIL MEETINGS.

Moved by Mr. Schneider, seconded by Mrs. Kramer.

Call for discussion made by Solicitor Bryan: The Mayor stated that it may not be necessary for the Chief to attend all of the meetings now that there are liaisons. Council agreed that they prefer that the Chief attend and report on the Police Department monthly.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, absent; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed with 5 votes.** (Motion 103 -2016)

Mr. Schneider stated that a Hearing Officer has not been appointed yet.

Mr. Schneider reported that the Police Contract Committee will meet one more time to finalize the contract. The Committee members agreed to meeting on Wednesday, June 15, 2016 at 5:00 p.m.

Mr. Schneider reported that he informed the Boston Township Trustees of the 90-day notice change to the contract and they were fine with it. This would allow Peninsula 90-day notice to make any necessary changes to personnel, should Boston Township not want to continue the contract with the Village for Police coverage.

Mayor Mayer announced that Robert Havranek has submitted a letter of retirement effective August 31, 2016. Rob would like Council to consider rehiring him as an Auxiliary Officer after 60 days. Officers Dave and Pricilla Allaman will be retiring fall of 2016.

Mrs. Kramer asked Council to consider the Chief's request for a backup generator at the Village Hall. Mr. Schneider stated that the Chief is looking into pricing and will submit at next month's Council meeting.

ZONING:

Nothing.

BOARD OF ZONING APPEALS:

Nothing.

BUILDING AND GROUNDS – MARY BOOTH:

Ms. Booth reported that the Buckeye tree will be replaced this fall and she has contacted someone to trim the Maple.

Mr. Schneider reported that the Players' Barn property will be mowed now that the new tractor has been received.

Ms. Holody stated that the Garden Club will plant the bushes in the fall.

Council discussed hiring a new cleaning service to replace the crew let go by the Peninsula Foundation.

CHAMBER OF COMMERCE & ECONOMIC DEVELOPMENT – DEE HOLODY:

Ms. Holody reported that the Chamber has both sponsored and supported events. Upcoming sponsored events are the Candlelight Walk 12/1 and Christmas in Peninsula 12/3. Supported events are the Python Parade 7/16, Remembrance Day 8/30, and Music on the Porches 9/24. Ms. Booth volunteered to report to Council, as she is part of the Chamber. The Committee for the Woodridge Intermediate School has not met yet, but will be meeting soon.

Ms. Booth reported that 46 artists participated in the Peninsula Art Academy Plein Air Competition. Their work will be on exhibit from June 22 through July 25 at the Peninsula Art Academy, Trail Mix, and M.D. Garage.

POLICIES & PROCEDURES – CAROL KRAMER:

Mrs. Kramer reported that after passage of ORD 6-2016 at last month's meeting there was a purchase over \$500, but was not an emergency. It was clear there was a need for a policy. Mrs. Kramer asked the Solicitor to create one. Solicitor Bryan explained the policy to Council. Discussion followed.

The Mayor reported that the Village is currently going through the State Audit. It is going very well.

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FIRE BOARD:

Mr. Schneider reported that Mike Packert has taken a leave of absence. Valley Fire purchased 2 - 25 lb. stream lights at the cost of \$700/each. The Board is working on the Capital Improvement Levy. At this time the 2 communities are looking at current equipment.

CEMETERY BOARD:

Boston Township thanked the Village for supporting them with the Cemetery Levy. Council acknowledged that the Memorial Day Parade was very nice.

JEDD BOARD:

Nothing.

NEW BUSINESS:

The Solicitor reported on the Summit County Animal Control proposal. Council will review the proposal.

OLD BUSINESS:

The Solicitor reported on the Boston Township resident that had erroneously paid income taxes to the Village. By law the Village is only required to refund the last 3 years. He received a refund for 2012, 2013, 2014. He realizes that the Village is not legally obligated to refund the money, but is requesting a refund in the amount of \$4,763, the amount paid from 2003-2011. Council discussed the refund and it was agreed that the Solicitor would first verify the amount.

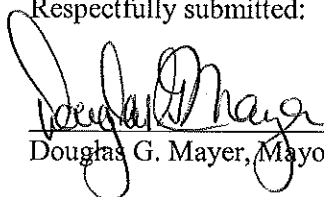
ADJOURNMENT

MOTION: TO ADJOURN, AT 9:28 PM.


Moved by Ms. Schneider, seconded by Ms. Holody.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 104 -2016)

Respectfully submitted:



Douglas G. Mayer, Mayor 7-18-2016 Date



John D. Spiegel, Fiscal Officer 7/13/16 Date

The Village of Peninsula's next regular meeting of Council will be held July 11, 2016 at the Village Hall within Council chambers. Council Chambers are on the second floor of the Village Hall, 1582 Main Street, Peninsula, Ohio, 44264. (Corner of Akron-Peninsula Road and State Route 303)

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