

RECORD OF PROCEEDINGS
Village of Peninsula Council
REGULAR SESSION

Held: March 21, 2016

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CALL TO ORDER: The Village of Peninsula Council convened from 6:59 p.m. to 8:40 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:

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

OTHERS PRESENT

John Stiegel, Connie Hesske, Elizabeth Workman, Kevin Kramer, Wendy Anderson, Mark Anson, Greg Canda, Mary Booth

CITIZEN PARTICIPATION:

Nothing.

COUNCIL PARTICIPATION:

Mr. Schneider requested that Council consider a new member to fill the vacant seat of Mr. Anderson. Mayor Mayer stated that Council would first need to accept Mr. Anderson's resignation.

MOTION: TO ACCEPT THR RESIGNATION OF DOUGLAS J. ANDERSON'S FROM COUNCIL PER HIS LETTER SUBMITTED.

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

Mr. Anderson asked Solicitor Hesske to confirm that once the Mayor and Council accepted his resignation that it could not be revoked.

Call for discussion made by Mayor Mayer: Nothing

Votes were: Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 31 -2016)

MOTION: TO APPOINT MARY BOOTH TO THE VACANT SEAT OF COUNCIL, TO SERVE STARTING AT THE APRIL 11, 2016 COUNCIL REGULAR SESSION FOR THE TERM OF THE SEAT THAT RUNS THROUGH DECEMBER 31, 2019.

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

Call for discussion made by Ms. Holody: Council discussed whether the vacant seat should be posted in Your Community News and the 5 Village sites before appointing someone tonight. As well as whether someone could be appointed by motion. After lengthy discussion, it was agreed that due to time constraints, Council would move forward with the nomination and vote.

Votes were: Dee Holody, aye; Carol Kramer, nay; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed 4 to 1.** (Motion 32 -2016)

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Solicitor Hesske and Council discussed whether or not Council could continue meeting and vote on agenda items with only having 5 Council members. Ms. Holody read an article clarifying Council can conduct business as normal. A lengthy discussion continued. Solicitor Hesske announced her resignation effective March 31, 2016.

Council discussed whether the meeting should be adjourned, and hold everything until the April meeting, when there would be 6 members on Council. It was agreed that the meeting should continue.

MAYOR'S REPORT

Mayor Mayer stated as discussed at the last Council meeting, that there is a need for a committee to look at the needs of the Road Department and make recommendations on what to do about the road equipment. The Village is spending \$2,800 on front end work for the big tractor. The smaller tractor needs to be replaced. It was agreed that Mr. Schneider and Mr. Matusz will meet to look at the tractors. The Seasonal position is up at the end of April. It was agreed to discuss the position at the April Council meeting.

Mayor Mayer announced that the additional floors have been installed in the Police Department. The Chief has changed his mind and is requesting that the carpet in his office also be replaced. The Mayor will find out the cost.

The Mayor reported that the Boston Township Police Contract is up at the end of the year and asked Council to consider whether the Village is interested in doing the contract again. And if so, form a committee to create the new contract. Chief Varga has started putting information together looking at where the Police Department spends time covering the 2 communities. Ms. Schneider, Mr. Anderson (as resident) and Mrs. Kramer volunteered to form a committee to work with Chief Varga

Ms. Holody asked that the 3 case examples that she brought, be submitted as part of the record.

SOLICITOR'S REPORT:

Solicitor Hesske reported that she received a public records request from a law student, who she assumes is going to focus on employment law. The Solicitor provided her a copy of the minutes where Mr. Robinson's termination was voted on.

FISCAL OFFICER'S REPORT:

MOTION: TO APPROVE THE FEBRUARY 8, 2016 REGULAR MEETING MINUTES IN FINAL FORM.

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

Call for discussion made by Mr. Anderson: No response.

Votes were: Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously** (Motion 33 -2016)

MOTION: TO ACKNOWLEDGE THE FINANCIAL REPORTS.

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

Call for discussion made by Mr. Anderson: No response.

Votes were: Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously** (Motion 34 -2016)

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MOTION: TO PAY THE BILLS.

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

Call for discussion made by Mr. Anderson: No Response.

Votes were: Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously** (Motion 35 -2016)

MOTION: TO PAY THE FIRST QUARTER PAYROLL.

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

Call for discussion made by Mr. Anderson: No Response.

Votes were: Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously** (Motion 36 -2016)

The Fiscal Officer presented the 5-Year Revenue/Expense Projections. The Fiscal Officer said that he believed that he was presenting the worst case scenario. Council discussed the impact the loss of the Woodridge Intermediate School and the reduced workforce at General Die Casters will have on the Village.

The Mayor reported that Mr. Stiegel was not feeling well and asked to be excused after his report.

POLICE DEPARTMENT:

The Mayor stated that the Chief wanted to let everyone know:

Spring Severe Weather Awareness Week is March 20-26, 2016. The statewide tornado drill is on Wednesday, March 23, 2016 at 9:50 a.m. Weather radios will be activated at this time. This is the perfect time to ensure your backup batteries are also functioning in your weather radios.

Ms. Holody asked the Solicitor if the Chief was able to submit for the safety grant. Grant was not able to be submitted.

SERVICE DEPARTMENT

The Mayor stated that Mr. Anderson gave everyone a copy of what he had been working on, with his letter of resignation. The Mayor asked if everyone would like some time to read it over. It was agreed that Council would review the information for the April meeting. Council discussed switching to angle parking on Rt. 303. The Mayor asked Mr. Anderson if he would return in April and report to Council on what he discovered. Mr. Anderson agreed to return.

ZONING

Nothing.

BOARD OF ZONING APPEALS

Nothing.

PLANNING COMMISSION

Nothing.

RECORDS

The Mayor reported that the Fiscal Office is gathering information to make the necessary changes to the Employee Handbook, which they will give to Ms. Workman to type.

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FIRE BOARD

Valley Fire applied for a grant for equipment and training. It is approximately \$100,000. The Department would like to go for whitewater training, since the public is starting to put kayaks on the river.

CEMETERY BOARD

Nothing.

JEDD BOARD

The Mayor stated that the seat that Mr. Anderson held on the JEDD Board would need to be filled. Council agreed to discuss in April.

LEGISLATION

First Readings:

RESOLUTION 5-2016

A RESOLUTION APPROVING THE VILLAGE OF PENINSULA, OHIO TO JOIN THE OHIO ONLINE CHECKBOOK INITIATIVE.

Solicitor Hesske asked for a Motion to Suspend, hearing no Motion Resolution 5-2016 will move to second reading.

Mrs. Kramer stated that there was no discussion regarding this piece of legislation and suggested that going forward, Council discuss items before legislation is introduced. Mrs. Kramer provided members with literature related to the Resolution 5-2016 to review before the April meeting. There was discussion regarding the Online Checkbook Initiative

ORDINANCE 4-2016

AN ORDINANCE TO APPROVE THE CODIFIED ORDINANCES OF THE VILLAGE OF PENINSULA, OHIO AND DECLARING AN EMERGENCY.

Solicitor Hesske asked for a Motion to Suspend, hearing no Motion Ordinance 4-2016 will move to second reading.

Second Readings:

RESOLUTION 3-2016

A RESOLUTION ADOPTING THE EXPECTED SIGN LIFE METHOD TO BE USED FOR MAINTAINING THE MINIMUM RETROREFLECTIVITY OF STREET SIGNS WITHIN THE VILAGE OF PENINSULA, OHIO.

Solicitor Hesske asked for a Motion to Suspend, hearing no Motion Resolution 3-2016 will move to third reading.

ORDINANCE 2-2016

AN ORDINANCE ESTABLISHING THE PERMANENT OPERATING BUDGET FOR FISCAL YEAR 2016 FOR THE VILLAGE OF PENINSULA, OHIO.

MOTION: TO SUSPEND THE 2nd AND 3RD READINGS OF ORDINANCE 2-2016.

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

Call for discussion made by Solicitor Hesske: The Mayor asked if the Ordinance should be read under emergency.

Votes were: Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye;

Pamela Schneider, aye. **Motion passed unanimously.** (Motion 37 -2016)

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MOTION: TO ADOPT ORDINANCE 2-2016.

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

Call for discussion made by Solicitor Hesske: Council discussed whether the Ordinance needed to be amended to include emergency language. It was agreed that the Ordinance was written with an emergency clause that would make the Ordinance effective upon passing.

Votes were: Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 38 -2016)

RESOLUTION 6-2016, A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO THE AGREEMENT FOR ANNUAL CODIFICATION SUPPLEMENT WITH THE WALTER DRANE CO was missing from the agenda and therefore will be under first reading in April.

Third Readings:

Tabled:

OLD BUSINESS

Liaisons and Committees: It was agreed that this will be discussed at the April meeting.

Chief Varga Merit Review-Committee Status Update: Council discussed creating a process to address employee merit reviews.

NEW BUSINESS

Employee Performance Reviews: It was agreed that the Village needs a procedure.

The Mayor has been talking to the County and the University of Akron regarding a locomotive and cars that at one time sat at the Train Depot on State Rd. and was then moved to Quaker Square. The University now owns the building and they believe Peninsula would be a wonderful place for it to be moved to. The details are being worked out.

MOTION: TO GO INTO EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING APPOINTMENT AND COMPENSATION OF A PUBLIC OFFICIAL, AT 8:20 PM.

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

Call for discussion made by Ms. Holody: No response.

Votes were: Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 39 -2016)

MOTION: TO RETURN TO REGULAR SESSION, AT 8:37 PM.

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

Call for discussion made by Ms. Holody: No response.

Votes were: Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 40 -2016)

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MOTION: TO APPOINT BRADRIC BRYAN OF GOODWIN & BRYAN, LLP AS THE VILLAGE SOLICITOR AND PROSECUTOR EFFECTIVE APRIL 1, 2016 FOR A ONE YEAR TERM EXPIRING MARCH 31, 2017. WITH THE COMPENSATION SET AT A RETAINER OF \$4,415 PER MONTH (\$52,980 PER YEAR) FOR THE PERFORMANCE OF ALL NECESSARY LEGAL AND PROSECUTORIAL WORK AND THE PERFORMANCE OF AT LEAST AN AVERAGE OF 37 HOURS PER MONTH ON VILLAGE MATTERS, AND AUTHORIZING AND DIRECTING THE MAYOR TO ENTER INTO A CONTRACT WITH BRADIC BRYAN AND GOODWIN & BRYAN, LLP IN ACCORDANCE WITH THE TERMS OF THE MOTION.

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

Call for discussion made by Ms. Holody: No response.

Votes were: Dee Holody, aye; Carol Kramer, aye; Michael Matusz, aye; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed unanimously.** (Motion 41 -2016)

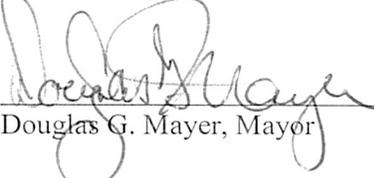
ADJOURNMENT

MOTION: TO ADJOURN, AT 8:40 PM.

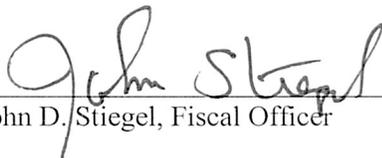
Moved by Ms. Schneider, seconded by Ms. Holody.

(Motion 42 -2016)

Respectfully submitted:



Douglas G. Mayer, Mayor 4/25/2016
Date



John D. Stiegel, Fiscal Officer 4/25/16
Date

The Village of Peninsula's next regular meeting of Council will be held **April 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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