

RECORD OF PROCEEDINGS
Village of Peninsula Council
SPECIAL SESSION

Held: September 20, 2016

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CALL TO ORDER: The Village of Peninsula Council convened from 5:02 p.m. to 5:53 p.m. in the Peninsula Village Hall. Mayor Douglas Mayer called the meeting to with the following members and visitors present:

COUNCIL MEMBERS:

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

OTHERS PRESENT

Brad Bryan, John Stiegel, Elizabeth Workman, Michael Kaplan

PURPOSE OF MEETING:

Review Line Striping
Discussion Concerning the Vote to Remove Camera

Mayor Mayer reported that the low bid presented at the September 12, 2016 Regular Council Meeting was correct. Mr. Halko confirmed the price with the Company.

MOTION: TO ACCEPT THE LINE STRIPING BID FROM THE COMPANY THAT PROVIDED THE LOWEST BID AND AUTHORIZE THE FISCAL OFFICER AND MAYOR TO MOVE FORWARD.

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

Call for discussion made by Solicitor Bryan: No response.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, absent; Michael Matusz, absent; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed with 4 votes** (Motion 151-2016)

The Mayor announced that the next item on the agenda was to discuss the vote to remove the camera from the Council Room. Ms. Holody asked if Council should move to Executive Session to discuss considering pending Sheriff's investigation, pending potential charges. Solicitor Bryan stated that if Council wished to move into Executive Session it would be appropriate under Revised Code Section 121.2223 for the purpose of discussing threatening imminent court action involving the Village. There was a threat of imminent court action. It would be appropriate to move forward to discuss the circumstances.

Mr. Kaplan asked to speak. Mr. Kaplan stated that he is representing Mr. Matusz. He stated that he believed that the section has to do when the Village is threatened. The Solicitor stated that there was a threat against the Village. Solicitor Bryan stated that he and Mr. Kaplan had a conversation, in which Mr. Kaplan raised the possibility of bringing legal action on behalf of Mr. Matusz. Mr. Kaplan stated that if any person is charged with a criminal offense and it turns out that the charges were falsely brought, that there are potential penalties. He stated that he did not threat and is not threatening now. Solicitor Bryan respectfully disagreed.

MOTION: TO MOVE INTO EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING MATTERS RELATED TO THE COUNCIL VIDEO CAMERA AND FOR THE PURPOSE OF

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DISCUSSING THREATENED IMMINENT COURT ACTION INVOLVING THE VILLAGE, AT 5:11 PM.

Moved by Ms. Holody, seconded by Ms. Booth.

Call for discussion made by Solicitor Bryan: The Mayor asked if there is a trial or investigation can this be discussed? The Solicitor stated that we do need to be careful what is discussed. The Mayor stated that he did not feel comfortable doing this because of the investigation.

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, absent; Michael Matusz, absent; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed with 4 votes** (Motion 152-2016)

MOTION: TO COME OUT OF EXECUTIVE SESSION, AT 5:52 PM.

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, absent; Michael Matusz, absent; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed with 4 votes** (Motion 153-2016)

The Solicitor asked Council if they had any further comments.

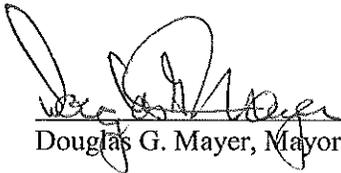
ADJOURNMENT

MOTION: TO ADJOURN, AT 5:53 PM.

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

Votes were: Mary Booth, aye; Dee Holody, aye; Carol Kramer, absent; Michael Matusz, absent; Daniel Schneider, aye; Pamela Schneider, aye. **Motion passed with 4 votes.** (Motion 154-2016)

Respectfully submitted:



Douglas G. Mayer, Mayor

10-26-2016

Date



John D. Stiegel, Fiscal Officer Date

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