

**Record of Proceedings
Village of Peninsula Council
REGULAR SESSION**

Held: August 13, 2018

CALL TO ORDER: The Village of Peninsula Council convened from 7:03 p.m. to 11:03 p.m. in the Peninsula Village Hall. Mayor Douglas Mayer called the meeting to order and initiated the roll call, followed by the Pledge of Allegiance. The following members and visitors were present.

COUNCIL MEMBERS:

Michael Matusz	PRESENT	Douglas Mayer, Mayor	PRESENT
Mary Booth	PRESENT	Chris Weigand	PRESENT
Michael J Kaplan	PRESENT	Daniel Schneider	PRESENT
Diane Holody	PRESENT		

OTHERS PRESENT:

John Stiegel, Fiscal Officer, Joe Varga, Police Chief, and Brad Bryan, Solicitor

VILLAGE PARTICIPATION:

Richard Slocum of 1563 Mill Street addressed Council to comply with The Ohio Sunshine Laws and presented a letter to Peninsula Village Council and Fiscal Officer dated August 13, 2018. (see attachment)

COUNCIL PARTICIPATION:

Mr. Kaplan discussed the possibility of obtaining larger tables so there will be more room for Council Members to conduct business without being on top of each other and arranging the room so that Council Members face each when in session so that you do not have to look around the person next to you to speak to other Council Members at another table. Mayor Mayer stated that Heritage Classical Academy was left with old stock when they obtain the school from Woodridge BOE, he will investigate what is available to use.

Mr. Kaplan discussed the possibility to set time limits on Council Meetings by starting at 6 p.m. and going until 9 p.m. and cut it off unless there is an emergency. Mr. Kaplan and Mr. Schneider suggested that if meeting agendas, minutes, and legislation could be sent out two weeks in advance or at least by Wednesday prior to the Council Meeting date to review ahead of time. That way Council Members can be prepared to act and not waste time reading materials at meetings.

MAYOR'S REPORT:

Mr. Mayer presented a Certificate of Appreciation to Peninsula Library for 75 Years of Service to The Community of Peninsula on behalf of the Administration and Council Members.

Mr. Mayer provided an updated of the consolidation of the Fiscal Office and Administration Office into one central work location.

Mr. Mayer provided Council with a list of non-salvageable inventory from Police Department and Village Hall to be destroyed. (See Attachment)

SOLICITOR'S REPORT:

Nothing to Report.

FISCAL OFFICER'S REPORT:

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MOTION to Approve April 9, 2018, April 13, 2018, April 14, 2018, May 14, 2019, May 22, 2018, June 11, 2018, June 16, 2018, June 23, 2018, June 30, 2018, and July 9, 2018 Meeting Minutes Made by Ms. Holody and seconded by Mr. Weigand.

Discussion took place about quality of minutes and the time needed to review changes.

MOTION Special Council Meeting Devoted to Approval of Back Log of Council Meeting Minutes to be held August 27, 2018 at 5: 00pm.Motion was made by Ms. Holody and seconded by Mr. Weigand.

Motion Passed Unanimous

FINANCE:

Dee Holody, Liaison:

MOTION to Approve July 2018 Financial Reports

MOTION made by Ms. Holody Seconded by Mr. Schneider

MOTION: Passed votes were the following: Matusz, Booth, Kaplan, Holody, Weigand, and Schneider:
Yes

MOTION to Approve Payment of Bills.

MOTION made by Ms. Holody. Seconded by Mr. Schneider

Mr. Kaplan stated to cross out July 9, 2018 on Bills Presented for Payment and insert August 13, 2018.

MOTION: Passed votes were the following: Matusz, Booth, Kaplan, Holody, Weigand, and Schneider:
Yes

POLICE REPORT:

Dan Schneider, Liaison: Nothing to Report

ROAD DEPARTMENT REPORT:

Michael Matusz, Liaison: Reported snow plow equipment is in good shape, updated culvert repair project to be done by late summer, and all the roads on the Summit County Chip and Seal program has been completed.

Discussion on the need to repair Stine Rd and Riverview Road

MOTION to get prices to repair Stine Road and Riverview Rd

MOTION made by Mr. Matusz seconded by Mr. Kaplan

MOTION: Passed votes were the following: Matusz, Booth, Kaplan, Holody, Weigand, and Schneider:
Yes

Discussion on Guard Rails on State Route 303 (Main Street) of known safety hazard.

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MOTION to accept the bid dated April 9, 2018 from M P Dory Co. to install guard rails not to exceed \$27,900.00

MOTION made by Mr. Matusz seconded by Mr. Kaplan

MOTION: Passed votes were the following: Matusz, Booth, Kaplan, Holody, Weigand, and Schneider:
Yes

MOTION to send Thank You Letter to Alan Brubaker, Summit County Engineer to be sign by all council members for the work the Summit County Engineer's have done for the Village.

MOTION made by Mr. Matusz seconded by Mr. Kaplan

MOTION: Passed votes were the following: Matusz, Booth, Kaplan, Holody, Weigand, and Schneider:
Yes

Discussion on School Zone, Mayor Mayer reported that Summit County informed him that Heritage Christian Academy must apply for School Zone. Ms. Holody suggested that the Village meet with ODOT to discuss situation of a safe environment for the corner of Emerson and State Route 303

PLANNING COMMISSION:

Chris Weigand, Liaison: August 27, 2018 at 7:00pm is the next meeting for Planning Commission, topic will be Short Term Retails and Parking. September 4, 2018 is the next meeting for Long Range Plan, topic will be Housing Section of Long-Range Plan.

WASTEWATER:

Ms. Holody reported that Summit County Health Department was testing Storm Sewers for any discharge that may be in the system, the report should be done by September or at least by October but it is contingent on weather.

Ms. Holody stated that the Village should have an Ordinance regarding residents tying into storm drains.

Ms. Holody reported the Village was unsuccessful in obtaining a grant from the Army Corps of Engineers for the Wastewater Project.

ZONING:

Mayor Mayer report on the status of Zoning Inspector Position, there were 3 applicants all declined the position do the pay of \$125.00 a month.

Discussion was held on the Zoning Inspector Position as to Job Duties, Job Description, and Pay Structure. Mayor Mayer to contact local governments for information about their Zoning Inspectors duties and pay, he will report back to Council at the next Council Meeting September 10, 2018.

BOARD OF ZONING APPEALS:

Mayor Mayer reported that no meeting took place last month.

**Record of Proceedings
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BUILDING AND GROUNDS:

Mary Booth, Liaison: All the windows in the Village Hall were washed by Perfection Window Washing of Akron except for the one by the women's restroom would not open. Ms. Booth is to get estimates for replacing that window. All the carpets in the Village Hall were clean by CLEANPRO of Peninsula. Mayor Mayer is working on foundation problem on the Village Hall. Remembrance Day was held on August 11th, an exhibit on Clara Barton the pioneering nurse who founded The American Red Cross is now on display in the Council Chambers until August 19th.

CHAMBER OF COMMERCE:

Chris Weigand, Liaison: Nothing to Report

POLICIES AND PROCEDURES:

Michael J. Kaplan, Liaison: Reported that he is working on changes, made a request to the Public and fellow Council Members for their input on what they like or dislike. Recommendations are welcome and will incorporate into changes.

Discussion: was held on directions given to Village Employees by Council Members.

Discussion: was held on the duties of Fiscal Officer verses Clerk/Treasurer.

Discussion: was held on the duties of Liaison

FIRE:

Mr. Schneider, Liaison: Reported that they have received 6 applications for 2nd Lieutenant

CEMETERY BOARD:

Dan Schneider, Liaison: Nothing to Report. Just a note Grover Miller former Council Member, Grover's son Daniel Miller passed away last week he was 61 years old.

JEDD:

Dan Schneider, Liaison: Nothing to Report

LEGISLATION:

Third Reading:

Solicitor Read by Title: Resolution No: 17-2018 Sponsor Solicitor Brad Bryan/Mayor Doug Mayer: A Resolution Designating Council Person Christopher Weigand as the Public Records Act Training Designee for 2018 for Mayor Douglas Mayer and Council Persons Daniel Schneider, Diane Holody, Michael J Kaplan, Mary Booth, and Michael Matusz.

MOTION: to pass **Resolution 17-2018** made by Mr. Weigand Seconded by Mr. Schneider

MOTION: Passed votes were the following: Matusz, Booth, Holody, Weigand, and Schneider: Yes

Kaplan: Abstain

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Solicitor Read by Title: Resolution No: 22-2018 Sponsor Fiscal Officer John Stiegel/Councilperson Dee Holody: A Resolution Authorizing Certain Amendments to the 2018 Annual Appropriation Resolution

MOTION to pass **Resolution 22-2018** made by Ms. Holody Seconded by Ms. Booth

Discussion: How much money should be allocated to move to Capital Improvement Budget, be able to act for payment of Stantec Invoices.

MOTION to table Resolution **22-2018** made by Mr. Kaplan Seconded by Mr. Matusz

MOTION: Passed votes were the following: Matusz, Kaplan, Weigand, and Schneider: Yes

Holody and Booth: NO

Resolution remains on third reading.

Second Reading:

Solicitor Read by Title: Resolution No: 23-2018 Sponsor Mayor Doug Mayer: An Ordinance to Approve Replacement Pages to The Peninsula Codified Ordinances.

MOTION: Suspend Three Reading Rule made by Mr. Weigand Seconded by Mr. Schneider

MOTION: Passed votes were the following: Matusz, Booth, Kaplan, Holody, Weigand, and Schneider: Yes

Solicitor Read by Title: Resolution No: 24-2018 Sponsor Council Person Mary Booth/ Council Person Michael J Kaplan: A Resolution Directing the Mayor, Fiscal Officer, and their Respective Assistants to Suspend All Actions Regarding the Sewer Fees Set Forth in Chapter 931 of the Village Codified Ordinances.

MOTION: Suspend Three Reading Rule made by Mr. Kaplan Seconded by Mr. Weigand

MOTION: Failed needed 5 votes to pass, votes were the following Matusz, Kaplan, Weigand, and Schneider: Yes

Holody and Booth: No

Solicitor Read by Title: Resolution No: 25-2018 Sponsor Solicitor Brad Bryan/Council Person Christopher Weigand: An Ordinance Amending Chapter 941 of the Codified Ordinances Relating to The Use of Public Ways by Service Providers.

First Reading:

Solicitor Read by Title: Resolution No: 26-2018 Sponsor Fiscal Officer John Stiegel: A Resolution Authorizing Certain Amendments to the 2018 Annual Appropriation Resolution.

Discussion: Split 26-2018 into 26-2018A Police Capital Budget and 26-2018B Sewer Refund Budget

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MOTION: Resolution 26-2018 to be split into 26-2018A Police capital Budget and 26-2018B Sewer Refund Budget made by Mr. Kaplan Seconded by Mr. Weigand.

MOTION: Passed votes were the following: Matusz, Booth, Kaplan, Holody, Weigand, and Schneider:
Yes

MOTION: Suspend Three Reading Rule on Resolution 26-2018A made by Mr. Matusz Seconded by Mr. Kaplan

MOTION: Passed votes were the following: Matusz, Booth, Kaplan, Holody, Weigand, and Schneider:
Yes

MOTION: Make Resolution 26-2018A An Emergency made by Mr. Kaplan Seconded by Mr. Weigand

MOTION: Passed votes were the following: Matusz, Booth, Kaplan, Holody, Weigand, and Schneider:
Yes

MOTION: To Pass Emergency Resolution 26-2018A made by Mr. Kaplan Seconded by Mr. Weigand

MOTION: Passed votes were the following: Matusz, Booth, Kaplan, Holody, Weigand, and Schneider:
Yes

Solicitor Read by Title: Resolution No: 26-2018B Sewer Refund Budget Sponsor Fiscal Officer John Stiegel: A Resolution Authorizing Certain Amendments to the 2018 Annual Appropriation Resolution.

Solicitor Read by Title: Resolution No: 27-2018 Sponsor Council Person Dan Schneider/Chief Joe Varga: A Resolution Authorizing the Mayor to Enter into An Agreement with the Summit County Sheriff's Office to Remain a Summit County OVI Task Member.

Solicitor Read by Title: Resolution No: 28-2018 Sponsor Dan Schneider: A Resolution Authorizing the President Pro-Tem of Council, in place of the Mayor, to Enter into A Tax Agreement with Boston Township in Connection with The Joint Economic Development District.

MOTION to Suspend three-reading rule made by Mr. Schneider Seconded by Mr. Matusz

MOTION: Passed votes were the following: Matusz, Booth, Kaplan, Holody, Weigand, and Schneider:
Yes

MOTION: To remove President Pro-Tem of Council authorizing Mayor to Sign Resolution 28-2018 made by Mr. Kaplan Seconded by Mr. Weigand

MOTION: Passed votes were the following: Matusz, Booth, Kaplan, Holody, Weigand, and Schneider:
Yes

MOTION: Make Resolution 28-2018 An Emergency made by Mr. Kaplan Seconded by Mr. Schneider

MOTION: Passed votes were the following: Matusz, Booth, Kaplan, Holody, Weigand, and Schneider:
Yes

MOTION: To Pass Emergency Resolution 28-2018 made by Ms. Holody Seconded by Mr. Weigand

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Yes

OLD BUSINESS: None

NEW BUSINESS: Discussion on sending letter to residents about mowing ditches along State Route 303, Solicitor Bryan to compose letter.

MOTION TO ADJOURN: Made by Ms. Holody Seconded by Mr. Matusz

All in favor – yes

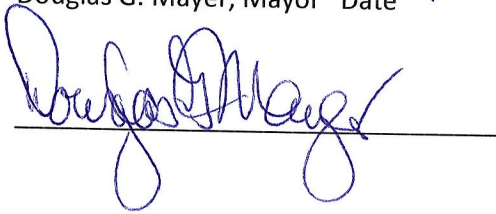
All opposed – none.

Meeting adjourned at 11:03 pm.

Respectfully submitted:

Douglas G. Mayer, Mayor

Date 11-19-2018



Presented to Peninsula Village Council and Fiscal Officer - August 13, 2018

In order to promote reasoned and respectful civic discussions, council decisions that are supported by an informed community, and to comply with Ohio's Sunshine Laws, the undersigned residents formally request the Peninsula Village Council and/or Fiscal Officer to:

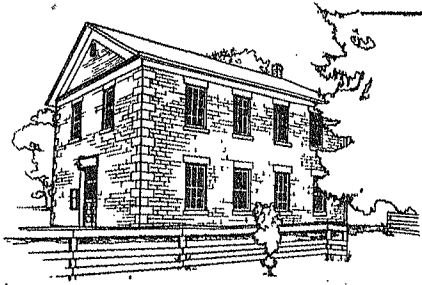
- Draft, approve and make available minutes not yet published from the Council's previous meetings. Publicly determine and commit to the timetable for completing these minutes and any related documents if they have not been completed for this evening's meeting.
- Comply with statutory requirements to appoint one of your own to take and produce timely, compliant, and reliable minutes in the absence of the Clerk, pursuant to Ohio statute. Please do not rely on temporary agencies or solicitor intercession.
- Continue efforts to document all Village communications with Stantec as required by the Village's contract with that agency.
- Provide all future agendas, draft minutes, and minutes to be posted online in a timely fashion per the statutory requirements.
- Provide routine email notices of the postings for residents who request to be placed on a mailing list for new postings.
- Commit to producing only written documentation from all regulatory bodies instead of relaying verbal discussions held by individual council members. These documents should be on agency letterhead and signed by agency representatives.
- Require each of its members to complete and verify sunshine law training and not rely on others whom they may have delegated to take the training for them. We are asking that you go beyond the statutory requirements and individually take this training to ensure that all Sunshine and related statutory requirements are met by our governing bodies. This request is based upon the fact that recent meeting minutes, agendas, and meeting announcements have not been in compliance with Ohio Sunshine Law.

Please address our concerns in open deliberation to be reflected in the minutes. We are optimistic that by understanding and adhering to open meeting practices and requirements, you will convey enough facts and information for the public to understand and appreciate the rationale supporting your decisions.

Village of Peninsula
Office of the Mayor
August 13, 2018

Ricoh Aficio MP161 Printer
Keyboard Laser FCCID Ifs80-2269-1
Dell Monitor 2355dn OJNCFLC 72211-1bs-0547
Key Board HP 9109 434820-001 DOM 435302011
Epson Workforce Printer 545 C4ZZA
PJWY354508
Brother Printer EM-530 C48465964
Dell Laptop 24307195573
Dell Keyboard ON07N242-71616-46K-01U3
Stand for Shredder
GBC Shredmaster K10380 QC4-6111-BB01-01
Old Phone System
Phone Power Board
Copier Stand
Office Chair (1)

RECEIVED
BY:



Village of Peninsula Police Department

Item	Serial Number
Dell Computer	4HLK091
HP Computer	3CR33917GH
HP Computer	MXL8401062
HP Keyboard	SK-2061-704219-001
HP Keyboard	435302-001
Dell Keyboard	LR86682
Dell Keyboard	SK8110
Dell Keyboard	E145614
HP Mouse	417441-002
Dell Mouse	45921
Dell Printer	33708D1
Dell Printer	E145614
Samsung Printer	Z99WBJCCB000907

RECEIVED
BY:

1582 Main Street * P.O. Box 177 * Peninsula, Ohio 44264

(330)657-2151 * (330)657-2372 FAX

M. P. DORY CO.
 2001 INTEGRITY DRIVE SOUTH
 COLUMBUS, OHIO 43209
 PHONE: 614-444-2138 FAX: 614-444-2130

PROJECT: Main St Guardrail replacement
 COUNTY: SUMMIT
 (Village of Peninsula)
 QUOTE DATE: 04/11/18
 COMPLETION DATE:

QUOTATION TO FURNISH AND ERECT THE FOLLOWING ITEMS:

ITEM	QTY.	UNIT	DESCRIPTION		UNIT PRICE	EXTENDED PRICE
2220 Main St						
202	900	FT	GUARDRAIL REMOVED			
606	900	FT	GUARDRAIL, TYPE MGS	@	2.00	1,800.00
606	1	EACH	ANCHOR ASSEMBLY, TYPE E (approach end)	@	18.00	16,200.00
606	1	EACH	ANCHOR ASSEMBLY, TYPE T (trailing end)	@	2,100.00	2,100.00
				@	850.00	850.00
			SUBTOTAL			20,950.00
Across from 2061 Main St						
202	200	FT	GUARDRAIL REMOVED	@	2.00	400.00
606	200	FT	GUARDRAIL, TYPE MGS	@	18.00	3,600.00
606	1	EACH	ANCHOR ASSEMBLY, TYPE E (approach end)	@	2,100.00	2,100.00
606	1	EACH	ANCHOR ASSEMBLY, TYPE T (trailing end)	@	850.00	850.00
			SUBTOTAL			6,950.00
TOTAL QUOTATION						<u><u>27,900.00</u></u>

PRICES ARE FIRM FOR ACCEPTANCE WITHIN 30 DAYS FROM QUOTE.
 PRICES ARE BASED ON PERFORMING WORK IN ONE MOVE-IN. FOR EACH
 ADDITIONAL MOVE-IN ADD \$1200.00