RECORD OF PROCEEDINGS
Village of Peninsula Council
REGULAR SESSION

Held: April 8, 2013

Call to order: The Village of Peninsula Council convened from 7:03 p.m. to 8:45 p.m. in the Peninsula Village Hall. Mr. Mayer initiated the Pledge of Allegiance with the following members and visitors present:

Douglas Anderson	Present	Mary Booth	Absent
Dee Holody	Present	Charles Moyer	Present
Brian Schall	Present	Dan Schnieder	Present
Douglas Mayer, Mayor	Present	John Stiegel, Fiscal Officer	Present
Irving Sugerman, Solicitor	Present	Mark Reimer, Solicitor	Present

Visitors:

Nancy Orahoske, Pam Schneider, Bill Dent, Roger Robinson

Citizens Participation:

None

New Business:

Reports:

Mayor's Report: Douglas Mayer

Mr. Mayer reported that six applications were received for the Police Chief position; three persons were called for interview. He also spoke to Council regarding the JEDD drafts received from Boston Township, he stated that the revisions had included three categories related to the income tax splits and noted several properties now included (Boy Scout Camp, Ski Lodge, County Yard, and Park properties).

Mr. Mayer introduced a Vehicle Use Policy to be instituted. The Policy included a vehicle log for each of the department vehicles. Mr. Schall noted that he agreed with several items within the policy but had concern with the log. He asked if the destination/purpose would include all occurrences of use. He stated that he disagreed with mileage logged for around town use. He thought that the daily log for all instances of driving seemed excessive. Mr. Mayer stated that the Village employees would try the new log for one month, if it seemed excessive, then the policy could be re-reviewed at that time. Council further discussed the policy.

It was agreed by members to log any activity outside of the Village borders. Daily in and out activities within the Village do not necessarily need to be logged.

Fiscal Officer's Report: John Stiegel

Mr. Stiegel presented the March 11, 2013 Village of Peninsula Council meeting minutes for consideration.

A motion was made by Mr. Anderson, seconded by Mr. Schneider, to review and consider Village of Peninsula Council meeting minutes March 11, 2013. Votes were as follows: Brian Schall, aye; Charles Moyer, aye; Douglas Anderson, aye; Dee Holody, aye; Dan Schneider, aye.

(Motion 39-2013)

A motion was made by Mr. Anderson, seconded by Mr. Schneider to **approve the March 11, 2013** Village of Peninsula Council meeting minutes. Votes were as follows: Brian Schall, aye; Charles Moyer, aye; Douglas Anderson, aye; Dee Holody, aye; Dan Schneider, aye.

(Motion 40-2013)

Financial Reports: John Stiegel

Mr. Stiegel presented the Village of Peninsula March Financial Reports to Council for review and consideration.

A Motion was made by Douglas Anderson, seconded by Dan Schneider, to acknowledge and approve the Village of Peninsula March **Financial Reports**. Votes were as follows: Brian Schall, aye; Charles Moyer, aye; Douglas Anderson, aye; Dee Holody, aye; Dan Schneider, aye.

(Motion 41-2013)

Council President's Report: Douglas Anderson

Nothing reported.

Street Liaison: Brian Schall

Mr. Schall reported that the new truck had lost power on Akron Peninsula Road and Route 303. He also noted that the bigger tractor will need to have repairs totaling about $1,250.

Mr. Schall acknowledged the financial conditions of the Village and recommended that Council consider a decision to change Mr. Ausperk's hours, employee of the Service Department, from full time to part time. He explained: "The Police Department is hurting financially; it is not in good working order. Skip is a great worker, he does more than what we need him to; financially we could go a little longer; but, things could get hard in the next few years." Ms. Holody asked for comments regarding the budget for 2013 in relation to full time employees. She also asked whether or not repairs for the tractor were within the realm of the current budget. Mr. Stiegel responded.

Bill Dent, a resident since 1957, spoke to Council regarding Mr. Ausperk. He stated: I think we should keep Skip. I have worked with Skip over the years. I have always found him to be on time and good; and you can count on him. Those kind of people are hard to find. By making him part time you are going to lose him. If you have a guy doing his job; and the money is set aside; and the park people creating more trash; you need him as a full time employee." Ms. Holody commented on Mr.

Ausperk's mechanical abilities.

Mr. Schall then explained: "this is a difficult decision but the decision needs to be made." Council discussed Mr. Ausperk's work habits related to the work that he has performed. Mr. Schneider voiced his concerns with salting of the roads. Mr. Robinson was addressed as Mr. Ausperk's supervisor regarding the salt. Mr. Robinson stated that he, on more than one occasion "has been overridden" when it comes to Mr. Ausperk's hours in relation to the salting of the roads. Mr. Robinson communicated his knowledge of the procedure for notification and expressed to Council that he has had trouble getting a hold of the persons involved.

Mr. Mayer stated; he was unaware of the truck that had been towed until this meeting.

Mrs. Schneider communicated to Council that the road where she resides was not being salted in front of her residence. She stated "that out of retaliation. Skip, who we were supposedly picking on, because we stated how he was improperly out of the Village, with the Village Truck did not salt properly. He stopped salting at one neighbors and starts after the other. I called the Mayor first, who said that he's been talked to about that. When my mom called he got back to my mom the next day He said, at the last meeting he was only told to salt the hills and intersections." Mr. Mayer responded: "that discussion was not at the last meeting, it was said by Roger the next day." Mr. Mayer also stated that the roads within the Village were all salted by 7:00 am. the next morning. Mrs. Schneider also said: "a half of truckload of salt was dumped by Skip in front of her brother's driveway." Members discussed what was meant by the inference of a half of a truckload. A discussion ensued regarding the amount of time needed to load a salt truck.

Ms. Holody distributed to members the breakdown of overtime hours for the Service Department for the last three years. Mr. Schneider explained that the numbers for 2012 would be skewed because they did not include his hours. Members reviewed and discussed the numbers: 2009 overtime hours were 146; 2010 overtime hours were 133.5; 2011 overtime hours were 49; 2012 were 75 but stating that was an anomaly; this year, 2013 thus far 74 hours. Members discussed overtime costs for the Service Department noting that overtime cost for Skip Ausperk is at $18.00 per hour and Roger Robinson at $31.65. Council then conveyed to all present that insurance is offered to all employees of the Village; noting again that all full time employees are eligible for health insurance benefits.

Ms. Holody agreed that there are concerns with the financials but Mr. Ausperk had been budgeted for the year 2013 as full time. Mr. Mayer expressed: that in his opinion, the issue is not the financials and "not the ice, not the snow, the truck, it's Skip. I think that Skip has done a wonderful job, he does what he is told to do. I guess what everybody's issue is here is that I am telling Skip what to do, not Roger. He is called in when the Police Department calls him, not any other time." A discussion developed regarding lunch breaks.

A motion was made by Mr. Schall, seconded by Mr. Schneider to **change the status of employee Skip Ausperk from full time to part time**. Votes were as follows: Brian Schall, aye; Charles Moyer, nay; Douglas Anderson, aye; Dee Holody, nay; Dan Schneider, aye.

(Motion 42-2013)

Members then discussed the terms for the part time basis of Mr. Ausperk.

A motion was made by Mr. Schneider, seconded by Mr. Schall, **clarifying the part time status of Mr. Ausperk as "not more than 24 hours per week and to be called in by Roger as needed."** Votes were as follows: Brian Schall, aye; Charles Moyer, aye; Douglas Anderson, aye; Dee Holody, nay; Dan Schneider, aye.

(Motion 43-2013)

Police Department Report: Douglas Anderson

Mr. Anderson reported on the Police Car Lease. Mr. Stiegel stated that the final quotes had not been received. As soon as received the legislation would be set up as an emergency and the Solicitor's office could review the contracts; however, the cars have been ordered.

Mr. Anderson also reported that Officer Westfall's recuperation is expected to keep in off duty 4-6 more weeks.

Zoning Official's Report: Douglas Mayer

Nothing received as a report from the Zoning Inspector.

Zoning Board of Appeals: Douglas Mayer

Mr. Mayer said that a meeting has been scheduled for Thursday. He also said that two items for review were scheduled by the Zoning Inspector but that those issues should not have been on the Agenda. Members discussed the two issues and the procedure.

Fire Board Liaison: Dan Schneider

Mr. Schneider reported that tanker truck was purchased from Cuyahoga Falls for $60,000 and that the new squad is expected after the first of the year. Boston Heights will have a meeting on the 10th of April to review of the Valley and Boston Heights contract.

Planning Commission: Charles Moyer

Mr. Moyer reported that the only item on the Agenda was the Players Barn. It was determined that further discussion will be tabled by the Commission until September 2013. A meeting time change for the Planning Commission was discussed. The change, the third Monday after the Council meeting, would not be instituted until Mr. Reimer could look into the requirements of public notification.

Mr. Mayer stated that he had discussions with the Cuyahoga Valley National Park Service regarding the Players Barn. He noted concerns of citizens and the Park with regards to the horses near the Barn. Mr. Mayer also spoke that the Park may be open to a land swap, unconditional, with the Barn property. Members discussed restrictions related to leases, conditions of the Barn, and prospective properties that the Village would be interested in. Mr. Reimer stated that he would review the

issues/concerns related to intergovernmental transfers of property.

A motion was made by Mr. Schneider, seconded by Mr. Schall to **allow the Mayor to investigate possible opportunities/options related to the Players Barn properties prior to the September discussion of the Planning Commission.** Votes were as follows: Brian Schall, aye; Charles Moyer, aye; Douglas Anderson, aye; Dee Holody, aye; Dan Schneider, aye.

(Motion 44-2013)

Chamber of Commerce Liaison: Doug Anderson

Mr. Anderson reported to Council the upcoming events/programs planned by the Chamber of Commerce. He stated the Hinckley Township would not be involved in the next Cabin Fever event scheduled March 22, 2014. Mr. Anderson also mentioned that the Chamber's website is up and running and that some of Towpath restrooms would be closing or on a reduced cleaning schedule. The Lock 29 restroom and the two closest, north and south, of that restroom, would remain open. He also reported that representatives from Tim Ryan's office had spoken with the Chamber regarding possible funding opportunities, nothing specific was noted.

A discussion regarding the Ramp Up Peninsula ensued, members talked about the festivities, the history of the festival, and vendors. Mr. Anderson also said that a High School in France had contacted the Chamber of Commerce.

Cemetery Board: Dan Schneider

Nothing reported.

Finance: Dee Holody

Ms. Holody introduced the Pay Station legislation. She gave a history of Pay Station proposal, detailed the estimates and options of the proposal, previous discussions, and the proposed location. Her plan was to initiate the first reading of the legislation at this meeting, the second in May, and the third reading in June.

Ms. Holody further detailed the procedures and processes involved with the proposal. Mr. Anderson offered a suggestion: to offer residents a public forum prior to the next regular Council meeting. It **was agreed to hold a public forum at 6:30 pm. May 13, 2013**. Council also agreed to post the public forum notifications the same procedures as a public hearing, even though notifications are not required.

First Reading
ORDINANCE and RESOLUTION

Ms. Holody performed the **first reading** of the legislation as follows: "Ordinance to authorize the Village of Peninsula ("Village") through the Mayor and Fiscal Officer, to purchase a Parking Pay Station from Signature Control Systems; and, "Resolution Authorizing the Fiscal Officer to inquire into obtaining loan a to purchase a Parking Pay Station."

First Reading
ORDINANCE

Mr. Anderson introduced the legislation: "An Ordinance Amending the Village of Peninsula Codified Ordinances, Title Nine- Taxation, Chapter 181.03 Imposition of Tax, Income Tax; by submitting to the electors an increase in the income tax from one percent (1%) to two percent (2%) to fund the General Operating Budget of the Village of Peninsula for the purpose of general municipal operations."

Council discussed rules and procedures related to promoting the item. An absentee listing will be requested from the Board of Elections to be used by citizens in preparation for their promotion of the legislation.

First Reading
RESOLUTION

Mr. Anderson then offered the **first reading** of legislation as follows: "A Resolution specifying and hereby directing that on Tuesday, November 5, 2013, the date a general election is to be held, the Summit County Board of Elections shall conduct an election in the Village of Peninsula regarding the imposition of taxation as set forth herein and otherwise authorized in the Village of Peninsula Ordinance 36-2013.

Solicitor: Irving Sugerman

Nothing reported.

Old Business:

Submitted Bills:

A motion was made by Mr. Anderson, seconded by Mr. Schall, to authorize payment of the **Village of Peninsula bills** as submitted by the Fiscal Office. Votes were as follows: Brian Schall, aye; Charles Moyer, aye; Douglas Anderson, aye; Dee Holody, aye; Dan Schneider, aye.

(Motion 45-2013)

Mr. Schneider inquired about the Police Chief candidates. Council discussed the candidates. Mr. Mayer responded that the candidates chosen will be brought in front of Council at the next meeting.

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A motion was made by Mr. Schnieder, seconded by Mr. Schall, to adjourn at 8:45 pm. Votes were as follows: Brian Schall, aye; Charles Moyer, aye; Douglas Anderson, aye; Dee Holody, aye; Dan Schneider, aye.

(Motion 46-2012)

The Village of Peninsula Council's next regular meeting will be held **May 13, 2013,** 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 — 5-15-013 Dated

John D. Stiegel, Fiscal Officer — 5/14/13 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.