

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

Held: Monday, January 13, 2020

CALL TO ORDER; PLEDGE OF ALLEGIANCE: The Village of Peninsula Council convened at 7:00 p.m. in the Peninsula Village Hall. Mayor Daniel Schneider, Jr. called the meeting to order and initiated the roll call, followed by the Pledge of Allegiance. The following members were present.

COUNCIL MEMBERS:

Mayor Daniel Schneider, Jr.	Present	Michael Matusz	Present
Richard Fisher, Jr.	Present	Chris Weigand	Present
Michael J. Kaplan	Present	Daniel Schneider, Sr.	Present

OTHERS PRESENT: Solicitor Brad Bryan and Fiscal Officer Trevor Elkins.

OATH OF OFFICE FOR ELECTED COUNCILPERSON: Councilman Richard Fisher, Jr. was sworn in by Solicitor Bryan and executed his Oath of Office before Council and members of the public.

APPOINTMENT OF PRESIDENT PRO TEMPORE OF THE COUNCIL:

Mr. Weigand made a motion to nominate Councilman Schneider to be President Pro Tempore of the Council that was seconded by Mr. Fisher.

Mr. Schneider made a motion for Councilman Kaplan to be President Pro Tempore of the Council that was seconded by Mr. Matusz.

It was determined that a vote would be taken to determine who each member wanted as President Pro Tempore of Council.

Roll call vote: Mr. Kaplan, Mr. Kaplan; Mr. Fisher, Mr. Schneider; Mr. Matusz, Mr. Kaplan; Mr. Weigand, Mr. Schneider; Mr. Schneider, Mr. Kaplan. Based upon the vote, Mr. Kaplan is the President Pro Tempore of Council for 2020.

APPOINTMENT OF STREET COMMISSIONER: Mayor Schneider nominated Doug Anderson as Street Commissioner. Mr. Kaplan made a motion to confirm the appointment that was seconded by Councilman Schneider.

Roll call vote: Mr. Kaplan, yes; Mr. Fisher, yes; Mr. Matusz, yes; Mr. Weigand, yes; Mr. Schneider, yes. Doug Anderson was appointed and confirmed as Street Commissioner.

APPOINTMENT OF COUNCIL LIAISONS: Councilman Kaplan, President Pro Tem of Council, recommended that temporary Council Liaison appointments be made due to the vacancy on Council. He recognized Councilman Matusz as Roads and Public Works Liaison, Councilman Schneider as Police Department Liaison, Councilman Weigand as Chamber of Commerce and Economic Development Liaison, and Mr. Kaplan, himself, as Policies and Procedures Liaison. He stated the Finance and Buildings and Grounds liaison positions would be left open until after the new councilperson is appointed. Mr.

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Kaplan also asked that a new National Park liaison position be created and requested that he be able to serve as that liaison.

Mr. Kaplan also clarified that many offices carryover such as Mr. Weigand's Planning Commission appointment and Mr. Schneider's JEDD Board and Cemetery Board appointments. Mr. Kaplan requested that Council revisit the liaison positions in a month after the Council vacancy has been filled. Councilman Kaplan stated he will temporarily act as the Finance Liaison until next month's meeting.

PRESENTATION OF AGENDA AND AMENDMENT OF THE AGENDA: No amendments were requested.

PRESENTATION AND CONSIDERATION OF RECORD OF PROCEEDINGS:

December 9, 2019 Regular Council Meeting – Mr. Schneider made a motion to approve the December 9, 2019 Regular Council Meeting Minutes that was seconded by Mr. Weigand.

Roll call vote: Mr. Kaplan, yes; Mr. Fisher, yes; Mr. Matusz, yes; Mr. Weigand, yes; Mr. Schneider, yes. The December 9, 2019 Regular Council Meeting Minutes were approved.

SPECIAL MATTERS AS DETERMINED BY THE CHAIR: Council Vacancy

Mr. Matusz made a motion to appoint John Krusinski to the vacant Council seat. The motion was seconded by Mr. Schneider.

Roll call vote: Mr. Kaplan, yes; Mr. Fisher, yes; Mr. Matusz, yes; Mr. Weigand, no; Mr. Schneider, yes. The motion to appoint John Krusinski to Council was approved.

New Councilmember John Krusinski was sworn in by Solicitor Bryan, and Mr. Krusinski executed his Oath of Office before Council and members of the public. Mr. Krusinski was then directed to take his seat on the Council dais.

CITIZENS PARTICIPATION: Mark Anson, 6109 N. Locust St., requested the Village to post the appropriate financial information from 2018 onto the Ohio Open Checkbook site. He also requested that the 2019 information be posted as soon as possible. Fiscal Officer Elkins stated when he completes the UAN records for 2019, it should automatically update the Ohio Open Checkbook information. He will look into why the 2018 information was not posted and attempt to rectify the situation.

Richard Slocum, 1563 Mill St., asked that Council increase transparency moving forward and post all working documents for Council Meetings online prior to the meetings. He thanked Council for a well prepared and orderly December 13, 2019 meeting.

REPORTS:

Mayor Daniel Schneider, Jr.: Mayor Schneider stated he intends to communicate openly and transparently with Councilmembers. He also stated there are several pending projects that he would like to move forward to completion.

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Fiscal Officer Trevor Elkins:

Employee Health Care Payroll Deductions: Fiscal Officer Elkins indicated the Village Employee Health Insurance Policy states if the cost of the employee health insurance goes up, the employees are required to cover half of the increase. The Policy will impact the four full-time Village employees (three police officers and one Service Department employee). Mr. Elkins asked Council to decide if it would like the employee payroll deductions to be made or would prefer to waive the contributions for 2020. He estimated the total cost to the Village of waiving the contributions for the year would be \$2,400. A decision needs to be made because payroll will be processed tomorrow. The Mayor suggested that Council waive the contributions until the end of the first quarter of the year. At that point, the budget will be finalized, and Council will be in a better position to determine what it wants to do.

Councilmember Kaplan made a motion to not assess the employee contributions for the first quarter of 2020 that was seconded by Councilmember Schneider.

Roll call vote: Mr. Kaplan, yes; Mr. Fisher, yes; Mr. Matusz, yes; Mr. Weigand, yes; Mr. Krusinski, yes; Mr. Schneider, yes. The motion was approved.

Finance Liaison:

Acknowledgement of Receipt of Financial Reports: Councilmember Kaplan made a motion for acknowledgement of receipt of the Financial Reports that was seconded by Councilmember Schneider.

Roll call vote: Mr. Kaplan, yes; Mr. Fisher, yes; Mr. Matusz, yes; Mr. Weigand, yes; Mr. Krusinski, yes; Mr. Schneider, yes. The motion was approved.

Ratification of Submitted Bills List: Councilmember Kaplan made a motion for the ratification of the Submitted Bills List that was seconded by Councilmember Schneider.

Roll call vote: Mr. Kaplan, yes; Mr. Fisher, yes; Mr. Matusz, yes; Mr. Weigand, yes; Mr. Krusinski, yes; Mr. Schneider, yes. The motion was approved.

Police Department Liaison: Mr. Schneider reported a new battery was installed in a police cruiser.

Roads and Public Works Liaison: Councilmember Matusz reported everything is working smoothly between the Village and Township Departments. The Mayor commented the Village's rent is paid through the end of March. Council discussed extending the lease agreement with the Township through the end of the year. Solicitor Bryan was directed to prepare an agreement for Council's consideration for the February Council Meeting before submitting anything to the Township.

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Planning Commission: Mr. Weigand stated the next Planning Commission Meeting will be January 27, 2020. Councilmember Weigand made a motion to hold a public hearing on Monday, February 10, 2020 at 6:30 p.m. before the Regular Council Meeting concerning proposed Ordinance 34-2019, the Subdivision Regulations Ordinance. The motion was seconded by Councilmember Kaplan.

Roll call vote: Mr. Kaplan, yes; Mr. Fisher, yes; Mr. Matusz, yes; Mr. Weigand, yes; Mr. Krusinski, yes; Mr. Schneider, yes. The motion was approved.

Zoning: Mayor Schneider stated the Zoning Code is now up to date on the Village website.

Board of Zoning Appeals: The Mayor mentioned there are 3 vacancies on the Board of Zoning Appeals and asked for any interested candidates to contact him. Mark Anson, who was in the audience, stated he was interested. As a result, the Mayor appointed Mark Anson, 6109 North Locust St., to the Board of Zoning Appeals. Councilmember Kaplan made a motion to confirm Mr. Anson's appointment to the Board of Zoning Appeals that was seconded by Council Member Weigand.

Roll call vote: Mr. Kaplan, yes; Mr. Fisher, yes; Mr. Matusz, yes; Mr. Weigand, yes; Mr. Krusinski, yes; Mr. Schneider, yes. Mr. Anson's appointment to the BZA was confirmed.

The Mayor announced there are still 2 unfilled positions on the BZA. Those interested should contact the Administrative Clerk at Village Hall.

Buildings and Grounds Liaison: Mr. Fisher stated the Village Hall furnaces have been repaired. He is waiting on cost estimates for the installation and/or repair of the sections of the Village sidewalks at the corner of Main St. and N. Locust that have previously been discussed.

Chamber of Commerce & Economic Development Liaison: Mr. Weigand stated the Chamber of Commerce has scheduled Ramp Up Peninsula for Saturday, April 25. The Chamber would like to have Mill Street closed from 8:00 a.m. until 6:00 p.m. on that day so that food trucks, vendors, and artists can set up on the street.

Policies & Procedures Liaison: Mr. Kaplan stated he has nothing new to report.

Fire Board: Councilmember Schneider stated the Fire Department to looking to fill a Lieutenant position. He will notify the Fire Board about the upcoming Ramp Up Peninsula event.

Cemetery Board: Nothing to report.

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JEDD: Councilmember Schneider stated there is an open Village position on the JEDD Board. Council needs to make that appointment in the near future.

Solicitor Brad Bryan:

Army Corps Directive Update: Mr. Bryan stated the Village has received another 30 day extension, and the Committee is continuing to work toward a viable solution.

Road Levy: Mr. Bryan stated the Road Levy will need to be renewed at this November's election. He explained two pieces of legislation will need to be adopted in order to place the levy on the ballot. Council requested Mr. Bryan to prepare the first piece of legislation for Council's consideration at the next Regular Council Meeting. Mr. Elkins pointed out that per a change in Ohio Law, homestead exemptions will not remain in effect for the amounts required to be paid by the levy if the levy is renewed. Mr. Bryan was asked to look into that issue as well.

LEGISLATION:

Third Reading: None.

Second Reading:

Resolution No. 30-2019

Requested by Solicitor Brad Bryan

A Resolution Authorizing the Mayor and Fiscal Officer to Renew the Village's Agreement with the Legal Defender's Office of Summit County, Ohio for Indigent Representation in the Stow Municipal Court

The Resolution was read by title by Mr. Bryan. A motion to suspend the three-reading rule was made by Mr. Schneider and seconded by Mr. Kaplan.

Roll call vote: Mr. Kaplan, yes; Mr. Fisher, yes; Mr. Matusz, yes; Mr. Weigand, yes; Mr. Krusinski, yes; Mr. Schneider, yes. The motion was approved.

A motion to pass was made by Mr. Schneider and seconded by Mr. Kaplan.

Roll call vote: Mr. Kaplan, yes; Mr. Fisher, yes; Mr. Matusz, yes; Mr. Weigand, yes; Mr. Krusinski, yes; Mr. Schneider, yes. The Resolution was adopted.

Ordinance No. 34-2019

Requested by Councilperson Weigand

An Ordinance Establishing Chapter 1159 of the Zoning Code Relating to Subdivision Regulations

The Ordinance was read by title by Mr. Bryan. A public hearing has been scheduled for February 10, 2020 at 6:30 p.m. in the Council Chambers. The Ordinance will advance to a third reading at the next Regular Council Meeting.

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First Reading:

Resolution No. 01-2020

Requested by Councilperson Matusz

A Resolution Reappointing Bradric Bryan of Goodwin & Bryan, LLP as the Village's Solicitor and Prosecutor for a Term Commencing on April 1, 2020 and Ending on March 31, 2021

The Resolution was read by title by Mr. Bryan. The Resolution will advance to a second reading at the next Regular Council Meeting.

UNFINISHED BUSINESS:

Necessary Space Site Plan Layout for Land Swap Discussions with CVNP for Possible Service Department Headquarters: The Mayor stated he would like to move forward with exploring options for a permanent Service Department facility. He needs to meet with the Conservancy and the CVNP to have an understanding of their wants and needs.

Village Hall Structural Issues: The Mayor stated he is obtaining information as to what work is necessary to fix the Village Hall. He will present that information to Council at its next meeting.

Village Sidewalk Condition Survey: The Mayor stated he will work with Mr. Fisher and Council to repair the sidewalk issues.

NEW BUSINESS: Fiscal Officer Elkins suggested that a fuel purchase agreement with the Township be created. Mr. Bryan was directed to prepare a draft of that agreement for Council's consideration.

EXECUTIVE SESSION: None.

ADJOURNMENT: A motion to adjourn was made by Mr. Schneider and seconded by Mr. Weigand. All were in favor of the motion; none were opposed. The meeting was adjourned at 7:59 p.m.

Respectfully submitted:

Daniel Schneider Jr., Mayor

Date

Trevor Elkins, Fiscal Officer