

**Record of Proceedings
Regular Village of Peninsula Council**

Held: Tuesday, September 10, 2024

CALL TO ORDER: Mayor Schneider called the meeting to order at 7:00 p.m.

ROLL CALL:

Mayor Daniel Schneider, Jr.	Present	Steve Schultz	Present
Richard Slocum	Present	George Haramis	Present
Daniel Schneider	Present	John Najeway	Present
Douglas Steidl	Present		

OTHERS PRESENT: Solicitor Brad Bryan, Fiscal Officer Katie Iaconis, Police Chief Jay Nagy, and Administrative Assistant Faith Dorton.

PRESENTATION OF AGENDA AND AMENDMENT OF THE AGENDA: None.

SPECIAL PRESENTATIONS: None.

PRESENTATION AND CONSIDERATION OF RECORD OF PROCEEDINGS:

July 9, 2024 Regular Council Meeting Minutes

Mr. Haramis made a motion that was seconded by Mr. Najeway to approve the Minutes. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, yes; Mr. Haramis, yes; Mr. Najeway, yes. The Minutes were approved.

July 22, 2024 Special Council Meeting Minutes

Mr. Haramis made a motion that was seconded by Councilperson Schneider to approve the Minutes. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, yes; Mr. Haramis, yes; Mr. Najeway, yes. The Minutes were approved.

CITIZEN PARTICIPATION:

Mo Riggins questioned why 18 short-term rental properties are licensed when the limit is 15. Mr. Bryan pointed out that owner-occupied dwelling properties do not count toward the limit per the ordinance and the Piekarski property was granted a temporary permit from Council until the end of the year. Ms. Riggins quoted a portion of an email to voice a complaint about Administrative Clerk Faith Dorton. Ms. Riggins then passed out an invitation for a party at a short-term rental property address. The property owners were in attendance at the meeting and confirmed they were the ones having the party, not a short-term rental guest.

Sarah Dollhauser voiced her support for a sign outside of Village Hall and suggested a letter board with slate letters.

Jodi Pradutt asked why Council held a hearing related to the denial of a short-term rental permit rather than the BZA, since the amended ordinance has not passed yet. Mr. Bryan explained the short-term rental ordinance is a business regulation ordinance, not a zoning ordinance, and the Village wanted to make sure the applicant received due process in order to protect the Village.

Greg Canda encouraged Council to pass the amended version of the short-term rental ordinance and asked about the resident surveys. He was advised the surveys will be discussed later in the meeting.

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Lois Unger asked about the repercussions for those who break the short-term rental rules. Mr. Bryan reminded her that the penalties have been enhanced in the amended ordinance, but that ordinance has not passed yet. She also asked about the surveys.

Susie Rose, the property owner who was planning to have the party referenced by Ms. Riggins stated she would cancel her party due to the negativity. Mr. Bryan explained to her she was allowed to have a party at her own house, and the party would not violate the terms of the short-term rental ordinance. Ms. Rose stated she would be cancelling the party anyway.

Amy Frank-Hensley expressed her gratitude for the survey and her concerns about parking with respect to the Area Master Plan.

Faith Dorton read her full email referenced by Ms. Riggins to keep things from being taken out of context, since Ms. Riggins only quoted a small portion of that correspondence.

REPORTS:

Mayor, Daniel Schneider, Jr.: The Mayor stated he had nothing to report.

Fiscal Officer, Ms. Iaconis: Ms. Iaconis described the purpose of the tax budget legislation on this evening's agenda. She reported the Village audit is still in process.

Street Commissioner, Mr. Anderson: The Mayor stated there was nothing to report.

Finance Liaison, Mr. Schultz:

Acknowledgement of Receipt of Financial Reports

Mr. Schultz made a motion that was seconded by Mr. Slocum to acknowledge the receipt of the financial reports. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, yes; Mr. Haramis, yes; Mr. Najeway, yes. The motion was approved.

Ratification of Submitted Bills List

This action was deferred to the next Council Meeting.

Police Department Liaison, Councilperson Schneider:

Councilperson Schneider made a motion that was seconded by Mr. Najeway to authorize the purchase of a 2025 Police Interceptor vehicle from Montrose Ford for \$49,798.75. The Village will be reimbursed for the cost of this vehicle through a grant from the Summit County Sheriff's Department. Mr. Haramis confirmed with Chief Nagy that 2 current Department cruisers are currently scheduled for replacement at this time. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, yes; Mr. Haramis, yes; Mr. Najeway, yes. The motion was approved.

Councilperson Schneider made a motion that was seconded by Mr. Slocum to authorize the purchase of a second 2025 Interceptor vehicle from Montrose Ford for \$49,789.75. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, no; Mr. Haramis, yes; Mr. Najeway, yes. The motion was approved.

Councilperson Schneider made a motion that was seconded by Mr. Najeway to accept the August 6 quote from Hall Public Safety Upfitters in the amount of \$46,155.26 to upfit the 2 new 2025 Police Interceptor vehicles. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes;

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Mr. Slocum, yes; Mr. Schultz, yes; Mr. Haramis, yes; Mr. Najeway, yes. The motion was approved.

Roads and Public Works Liaison, Mr. Haramis:

Mr. Haramis provided an update on the Riverview Road Project. He stated the pavement is down, and the fog coat is next. Once that coat settles, the lines will be painted, and the project will be complete.

Mr. Slocum requested the Village to determine whether the old Service Department lot should be dedicated to parking lot use. If so, the Planning Commission should approve that use, and appropriate improvements to the lot should be made.

Planning Commission Representative, Mr. Steidl:

Mr. Steidl confirmed the parking lot issue raised by Mr. Slocum should be presented to the Planning Commission. He reported the proposed sewer plant site plan will be reviewed at this month's Planning Commission Meeting on September 23. Mr. Bryan stated hard copies of the plans are on file in the Administrative Offices and are available for review.

Zoning Officer, Mr. Hemming: The Mayor stated Mr. Hemming had nothing to report.

Board of Zoning Appeals, Mayor Schneider: The Mayor stated there was nothing to report.

Buildings and Grounds Liaison, Mr. Steidl: Mr. Steidl stated he had nothing to report.

Chamber of Commerce & Economic Development Liaison, Mr. Slocum

Mr. Slocum reminded everyone that Music on the Porches will take place on September 21 from 11:00 a.m to 7:00 p.m. Volunteers for this event are still being requested.

Community Events Liaison, Mr. Najeway:

Mr. Najeway reported an end of the year Peninsula Live Meeting took place to wrap up the year. The year was successful despite the bad weather for 1 of the events. Ideas for celebrating the Village's upcoming 200th birthday were discussed. A live music event is scheduled for Sunday October 27 from 1:00 to 5:00. More information on that event will be forthcoming in the Community News.

Policies & Procedures Liaison, Mr. Slocum: Mr. Slocum stated he had nothing to report.

Fire Board, Mr. Slocum:

Mr. Slocum reported that current Department operations are not sustainable unless the Department receives additional revenue. Chief Reidel is scheduled to retire by the end of the year, and a new Chief will require a more competitive salary. Department Officers are working weekend shifts to make sure they are staffed. Options will be discussed at the next Board Meeting. It is everyone's desire to maintain 24/7 staffed coverage and not go back to being a part-time Department.

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Cemetery Board, Councilperson Schneider: Councilperson Schneider stated he had nothing to report.

JEDD Board, Councilperson Schneider:

Ms. Iaconis confirmed the settlement that was reported on last month has been finalized.

Wastewater/Stormwater/Water Liaison, Mr. Najeway:
Resident Surveys

Mr. Najeway stated he is hopeful that the sewer project collection plans will be finalized soon. The survey has been completed, and the geological studies are done. He reported he presented the list of unanswered questions to the County that were provided to him by Councilperson Schultz and asked the County to respond to them.

Area Master Plan, Mr. Schultz and Mr. Slocum: Mr. Slocum reported the Steering Committee has discussed getting a dedicated roadway connecting North Locust Street and the northwest portion of West Mill Street. OHM consultants have spoken with the Lahoskis, since their property would be affected by those plans. Mr. Slocum stated OHM is also working on surveys to solicit feedback from residents, businesses, and visitors.

Short-Term Rentals: Mr. Bryan noted the amended version of the ordinance is on this evening's agenda for discussion.

Mr. Najeway discussed the sewer and water surveys and recent return deadline. Ms. Dorton confirmed the number she sent out and that she accepted all submissions through yesterday. Mr. Slocum apologized to those who felt they didn't get a voice in the preparation of the surveys. Mr. Najeway explained the intent of the water survey was to use it to show surrounding communities the community's desire for potable water. Mr. Najeway made a motion that was seconded by Mr. Schultz to authorize the Mayor to reach out to area communities to see if they were interested in providing water to the Village, and if so, on what terms. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, yes; Mr. Haramis, yes; Mr. Najeway, yes. The motion was approved.

Mr. Stiedl reviewed the short-term rental survey outline and results.

Mr. Najeway asked about putting flashing speeding signs in the Village to help reduce speeding. The Mayor stated he would ask the Service Department to look into the cost of those signs. Mr. Schultz requested more simple signage in the Village.

It was determined that once the survey results and comments were fully organized and tabulated, they would be shared with the Council and Planning Commission Members and then the final numbers would be posted to the website.

Solicitor, Mr. Bryan: Mr. Bryan stated he had nothing additional to report at this time.

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LEGISLATION:

Third Reading:

Ordinance No. 12-2024, Version 1

Requested by Mayor Schneider

An Ordinance Amending Chapter 731 of the Village Business Regulation Code Relating to Medical and Adult Use Marijuana

Ordinance No. 12-2024, Version 2

Requested by Mayor Schneider

An Ordinance Amending Chapter 731 of the Village Business Regulation Code Relating to Medical and Adult Use Marijuana

Mr. Bryan read Versions 1 and 2 of the legislation by title. Version 1 prohibits marijuana facilities, including dispensaries, to be located in the Village. Version 2 would permit no more than 1 medical/adult use marijuana dispensary in the Village. Mr. Slocum stated he did not have a problem with a dispensary if it were in a proper location, but noted the State proximity to churches, schools, and parks regulations currently prohibit one from locating in the Village. The Mayor suggested Council could ban them for now and change its mind later if a suitable location arose.

Mr. Najeway made a motion that was seconded by Mr. Haramis to adopt Version 2. Roll call vote: Councilperson Schneider, no; Mr. Steidl, no; Mr. Slocum, no; Mr. Schultz, no; Mr. Haramis, yes; Mr. Najeway, yes. The motion failed.

Mr. Najeway made a motion that was seconded by Mr. Steidl to pass Version 1. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, no; Mr. Haramis, yes; Mr. Najeway, yes. The motion was approved. The Ordinance passed.

Second Reading:

Ordinance No. 14-2024

Requested by Councilperson Steidl

An Ordinance Amending Chapter 741 of the Business Regulation Code Titled Short-Term Rental Regulations and Chapter 185 of the Administrative Code Titled Short-Term Rental Tax

Mr. Bryan read the legislation by title and explained the most recent updates to the ordinance. Mr. Slocum made a motion that was seconded by Mr. Najeway to amend the language to eliminate the distinction between Type A and Type B owner-occupied rentals and not count any type of owner-occupied rentals toward the certificate limits in each district. Roll call vote: Councilperson Schneider, no; Mr. Steidl, no; Mr. Slocum, yes; Mr. Schultz, no; Mr. Haramis, yes; Mr. Najeway, yes. The Mayor voted yes to break the tie vote on the motion. The motion was approved. The Ordinance will advance to a third reading at the next Council Meeting.

First Reading:

Resolution No. 15-2024

Requested by Solicitor Bryan

An Emergency Resolution Authorizing the Mayor to Enter into the 2024 Summit County Intergovernmental Memorandum of Understanding for Job Creation and Retention and Tax Revenue Sharing

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Mr. Bryan read the legislation by title. Councilperson Schneider made a motion that was seconded by Mr. Najeway to suspend the three-reading rule. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, no; Mr. Haramis, yes; Mr. Najeway, yes. The motion was approved.

Councilperson Schneider made a motion that was seconded by Mr. Najeway to pass the Resolution. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, no; Mr. Haramis, yes; Mr. Najeway, yes. The Resolution was adopted.

Resolution No. 16-2024

Requested by Mayor Schneider

A Resolution Authorizing the Mayor to Execute an Agreement with Boston Township for the Purchase of Road Salt

Mr. Bryan read the legislation by title. Mr. Haramis made a motion that was seconded by Councilperson Schneider to suspend the three-reading rule. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, yes; Mr. Haramis, yes; Mr. Najeway, yes. The motion was approved.

Councilperson Schneider made a motion that was seconded by Mr. Najeway to adopt the Resolution. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, yes; Mr. Haramis, yes; Mr. Najeway, yes. The legislation was adopted.

Resolution No. 17-2024

Requested by Fiscal Officer Iaconis

A Resolution Accepting the Amounts and Rates as Determined by the Summit County Budget Commission and Authorizing the Necessary Tax Levies and Certifying Them to the County Fiscal Officer

Mr. Bryan read the legislation by title. Councilperson Schneider made a motion that was seconded by Mr. Steidl to suspend the three-reading rule. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, yes; Mr. Haramis, yes; Mr. Najeway, yes. The motion was approved.

Councilperson Schneider made a motion that was seconded by Mr. Steidl to adopt the Resolution. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, yes; Mr. Haramis, yes; Mr. Najeway, yes. The legislation was adopted.

Ordinance No. 18-2024

Chief Nagy and Mayor Schneider

An Ordinance Establishing Section 147.16 of the Administrative Code Pertaining to a Cellphone Stipend for Full-Time Employees

Mr. Bryan read the legislation by title. The Chief Nagy explained Village Officers now need to use their phones for 2-factor authentication to access record databases necessary to perform their jobs. It was determined that this Ordinance would advance to a second reading at the next Council Meeting.

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UNFINISHED BUSINESS/NEW BUSINESS:

Mr. Najeway reminded everyone he is working with the Mayor and Service Department Supervisor to get a list of the spelling of the street names so that they are correct on the new street signs.

Mr. Najeway made a motion that was seconded by Mr. Haramis to seek quotes for removing the asbestos from the Players Barn and taking down the Barn. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, yes; Mr. Haramis, yes; Mr. Najeway, yes. The motion was approved.

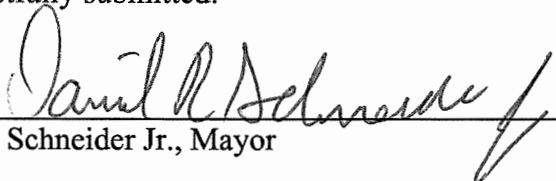
Mr. Schultz announced he has decided to resign from Council due to time commitments. To give Council sufficient time to seek replacement candidates, it was determined that the resignation would be effective September 30, 2024. Mr. Schultz submitted a written resignation letter effective September 30, 2024. Mr. Bryan clarified that a notice seeking applications for the open seat would be put on the website. Mr. Haramis made a motion that was seconded by Mr. Najeway to request letters of interest and/or resumes from interested candidates with a deadline of October 3, 2024. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, yes; Mr. Haramis, yes; Mr. Najeway, yes. The motion was approved.

EXECUTIVE SESSION (IF NECESSARY): None.

ADJOURNMENT:

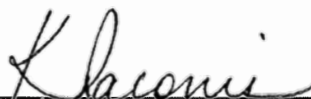
Mr. Najeway made a motion that was seconded by Councilperson Schneider to adjourn the meeting. Roll call vote: Councilperson Schneider, yes; Mr. Steidl, yes; Mr. Slocum, yes; Mr. Schultz, yes; Mr. Haramis, yes; Mr. Najeway, yes. The motion was approved. The meeting was adjourned at 9:18 p.m.

Respectfully submitted:



Daniel Schneider Jr., Mayor

10/10/2024
Date



Katie Iaconis, Fiscal Officer

10.15.24
Date