

**VILLAGE OF PEMBERVILLE  
COUNCIL MEETING  
July 19, 2016**

Mayor Bowman opened the July 19, 2016 council meeting at 7:05pm with a prayer and led those present in the Pledge of Allegiance.

**Roll Call:** Present as the regular meeting of council was Campbell, Opelt, Rahe, and Yaniga. Others present Gene Steele, Sarah Szymanski, Tom Mauk, Tom Oberhouse, Joanne Busdeker and the Clerk.

**Minutes:** Opelt moved and Yaniga seconded to approve the minutes from July 5<sup>th</sup> meeting. Motion unanimously.

**Treasurer's Report:** Campbell moved and Rahe seconded to approve the bills in the amount of \$12,263.93. Motion passed unanimously.

**Mayor:**

Mayor started by thanking JM Designs. They donated to the pool, water bottles with the Eastwood logo printed on them do be used as prizes and awards for the swimmers of swim meets and swim lessons.

Mayor read a posting that was posted to the Pemberville Proud facebook page by a resident that was thanking the police officer that went out of his way to help them transport a large piece of play equipment to their home. (Attachment A)

Mayor reported on the BPA meeting form last night. Mayor stated that they are looking into new pumps for Marshall and Bierley. Mayor also reported that the construction upgrade to the South Water Plant will begin in a few days to eliminate the chlorine gas and go with a salt system that is much easier to use and maintain.

**Campbell:**

Campbell reported that he has two letters that he would like read into the minutes. Campbell gave the letters to the Mayor to read. Mayor stated that the first letter was about the ADA compliancy of handicap accessibility to the town hall and public restrooms regarding electric door openers for those who may not have full use of their arms. It was questioned as to why this was not part of the initial plan of the elevator being installed. Mayor asked the Street Committee to look into the cost of adding this feature to the town hall doors and public restrooms. Campbell will get quotes. \*(Attachment B)

The second letter the Mayor read was from Scott Hiser who lives on Perry St. Mayor stated that he visited the location in question. The sidewalk was added some time ago across the driveway and the contractor who installed the sidewalk went a little passed the property and onto Mr. Hiser's property. Mike Marsh added that there is no set law regarding sidewalks that there was a case heard in the Supreme Court that states we are absolutely liable if there is a deviation of three inches or more. Marsh added that if the deviation is less than the three inches, the village is only liable if we have received actual notice and in this case we have actual notice and this needs to get fixed. Campbell added that he has been in conversation with Hiser about this and hopes to have this addressed as soon as he is able. \*(Attachment C)

Campbell stated that there has also been an ongoing issue with vehicles parking across the sidewalks and blocking pedestrian from walking on the sidewalk forcing them to sometimes go into the street. This is a huge concern for those who have small children or a disability that makes it difficult for them to get passed. Campbell stated that he has yet to catch the actual home that most of the complaints are being made against and asks that everyone just keep their eyes open for it and to please educate the residents if it is seen.

Campbell reported that it was pointed out to him that there is a crack in front of the Krukemyer building which starts from the building and runs to the curb. Campbell made Cindy Butler at ODOT aware. Campbell stated that there were also cracked bricks on the front of the building at Kulhmans and currently the contractors from Smith Excavating is working with Mr. Kuhlman to get this fixed.

Campbell added that the sidewalk work at the corner of Water and State Route 105 has been corrected.

Campbell reported that the clerk has been in contact with the company regarding a new plow truck and they are getting paperwork started for a minimum two year lease option for the remainder of the cost currently not appropriated.

Campbell has asked Tom Lowe to add the woman's restroom toilet to his quote and is waiting to receive that back.

Campbell stated the next Street Committee meeting is this Thursday at 2:30pm.

**Opelt:**

Opelt reported that the Park and Recreation Committee will discuss the potential maintenance fee for the fair space and would like for those funds to go into the Park and Recreation fund, if council does not object.

Opelt stated that the scrap metal collection went very well and he would like to have another roll-off delivered so that we can continue to collect.

Opelt reported that the yard sale had a ton of people donate items and they had collected \$840.98 towards the Pool Fund.

Mayor thanked all the volunteers for the pool including the Schuermans and Mr. Opelt and all those who have helped.

**Rahe:**

Rahe commented about "The Eyes of Freedom Iraq War Memorial" that is taking place the Tuesday before the fair, August 16<sup>th</sup> and wanted to know what all it entailed and suggest that council be involved somehow. Mayor stated that this memorial will be displayed on the porch of the Legion during the fair. The motorcyclist will start at Webster school and arrive at the Legion at 7pm. Campbell suggested a proclamation.

**Yaniga:**

Yaniga asked about the mosquito spraying and was wondering if it could be pushed back a little later. Yaniga explained that the last spray took place around 10pm while individuals were still out walking around town. Opelt added that we have asked them once already to push back and they was kind enough to accommodate. Campbell included that they spray is not harmful to the individuals and Opelt included that for the short time frame the fog is in the air that the individuals could go inside for a few minutes if it's of a major concern for them. In addition, Yaniga voiced a concern that the last time they were in town, the worker driving the spray truck did a rolled stop by the ice cream shop. Campbell stated that he will contact the company and make them aware of the safety concern.

**Guest:**

Gene Steele asked the progress of the security cameras. Chief stated that he is working with Lockard to have them installed and should be done within the next week or so.

Tom Mauk stated that he would like to see some sort of package process or responsibility put together regarding zoning and what all is entailed when dealing with Wood County verses the Village. Mauk stated that he was not aware that he needed to come to Town Hall since he had been dealing with Wood County until the clerk contacted him. He just ask if something could be put in place to help better serve the people.

Sarah Szymanski announced that her open house is Friday, July 22<sup>nd</sup>, at 10:30 with ribbon cutting. Szymanski stated that the event will go on until 6pm.

Joanne Busdeker asked if the employees could cut the little walnut trees that are growing in the bushes out front of Town Hall.

Mayor Bowman adjourned the meeting at 7:50 pm.

# Attachment A

Subject: [Pemberville Proud] Came home from a really long day, and my husband...

From

Date: 7/16/2016 12:48 AM

To: Pemberville Proud <1438364393126173@groups.facebook.com>

[Maria Emma](#), [Rachel Hagedorn](#) and 16 others posted in [Pemberville Proud](#).

July 16 at 12:48am

Came home from a really long day, and my husband told me an event that made my night about the Pemberville Police. Jon had all four kids late at night (it was After VBS and I had to cut some hair) he had to go pick up an awkward and kind of heavy play set in the suburban. He got it on top of the roof and realized he didn't have a strap and it was too tall, as he was repositioning it a police officer stopped and offered to help him with getting it back in the roof after they both realized neither had a strap, the officer followed him down the road to make sure he got it here safely and he also helped him get it down, I know it is small but much appreciated for them to go out of their way. Thanks Pemberville police!

# Attachment B

To: The Mayor and Council Members of the Village of Pemberville

From: Nicole Lee Ann Drake (A disabled resident of Pemberville)

Subject: Handicap Accessibility of Public Buildings ADA Title III: Public Accommodations

<https://www.ada.gov/cguide.htm>

Getting straight to the point and forgoing the pleasantries...( would like to point out that not all handicaps or disabilities are due to the inability to use one's legs. Some disabilities involve the loss of (or the inconsistent use of) the upper body. For these types of disabilities using such body parts as the arms, the shoulders, or the hands may be impossible and/or painful. Disabilities such as this makes opening and closing doors a challenging and often painful event. Some disabilities and handicap issues stem from spinal trauma that cause neck and shoulder instability... and as such... pulling and pushing a door is also difficult and painful for them.

So then....

If the premise of updating Town Hall and putting in an elevator was based upon making it "handicap friendly" to those who cannot walk up the steps... (as the fundraiser for said updates and the elevator implied) ...than perhaps it would be appropriate for the village to take it upon itself and show compassion to all types of disabled persons by installing handicap buttons on the doors to enter and exit the building as well. This action would accommodate others who are also disabled, not just those who are becoming disabled due to age, or those who are disabled because they do not have the use of their legs.

This action ought to be done for people such as myself who live in and around our beautiful little village. Disabled persons who may still have use of their legs, yet are losing (or have lost) their upper body abilities. This would accommodate disabled persons who do not adhere to the stereotypical public perceptions of what it is to be disabled or handicapped. Such people would greatly benefit from a simple thing like a handicap button to be able to enter and exit a building without the humiliation of constantly needing assistance and/or just enduring the pain that said actions creates.

Please consider placing handicap buttons to the entrances of the public buildings (or the buildings the public uses) previously mentioned above. For this simple action would make our town accessible to all types of disabled persons ...not just one type.

The Library has a handicap button to enter their building...yet the public buildings in our village that have been updated over the last decade or so...such as the entrance to the public restrooms, town hall, and the bank do not have a handicap button. Why?

I am not requesting this solely for me....but also on behalf of those who are less boisterous as land live in, bank in, and/or visit our beautiful village ....such people would greatly benefit for your compassion and understanding.

For the true beauty of our village ought to be more than just than skin deep... don't ya think? Blessings

Nicole Lee Ann Drake

6-2-14  
(Attachment C)

Pemberville Village Council -

I am writing in regards to the sidewalk that was replaced by the owners of 215 Perry St. that is on MY property at 219 Perry St.

I am informing the Village because I am not going to be held liable because of the "trip hazard" it created.

Scott Hizer

06/05/16

Scott Hizer

