

**VILLAGE OF PEMBERVILLE
COUNCIL MEETING
February 16, 2021**

Mayor Bailey opened the February 16, 2021 virtual Zoom Council meeting at 7:00pm with a prayer and the pledge of allegiance.

Roll Call: Present at the regular meeting of Council were Rahe, Angel, Jacobs, Long, and Madaras. Others present were, Bob Kuhlman, Eric Campbell, Ed Wozniak, Sarah Enright, and the Clerk.

Minutes: Madaras moved and Jacobs seconded to approve the minutes from the February 2, 2021, meeting. Motion passed unanimously.

Treasurer's Report: Rahe moved and Long seconded to approve the bills for \$26,116.23. Motion passed unanimously.

Rahe asked with the payment being made out of Covid relief funds for the remote meters, have those been installed or have they just been ordered and paid for. The clerk replied the invoice represents what has been ordered and delivered.

ORDINANCE 1602: ORDINANCE TO MAKE PERMANENT APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF PEMBERVILLE, STATE OF OHIO, DURING THE FISCAL YEAR ENDING DECEMBER 31, 2021. 1ST READING

ORDINANCE 1603: AN ORDINANCE APPROVING, ADOPTING AND ENACTING AMERICAN LEGAL PUBLISHING'S OHIO BASIC CODE, 2021 EDITION, AS THE CODE OF ORDINANCES FOR THE MUNICIPALITY OF PEMBERVILLE, OHIO. 1ST READING

Council Reports:

Rahe:

Personnel: Rahe stated Chief Darling does not have a current contract so Personnel began revising one and should have something here soon. Kuhlman stated he sent Mayor an email with regards to reviewing the Ohio Revised Code section 737.15 through 737.20 that governs Village Marshalls or Chief, which is all statutory. Kuhlman stated there are some things in the draft that does not follow the current ORC. Kuhlman stated most Villages do not have a contract and utilize the statutory framework for purposes of handling these things. Long asked Kuhlman if he was making a recommendation or just providing additional information. Kuhlman stated he doesn't feel we need a contract, the statute covers in detail the responsibility of the Chief and if he were to be discharged he is entitled to go through the statutory process which allows him a hearing. Rahe stated she wondered if this was why the contract had not been renewed since 2009.

Streets & Sidewalk: Rahe stated the Street Committee met last Wednesday. Rahe stated a work order was put in for the installation of two stop signs within Pember Grove.

Rahe stated another work order was put in to have the office painted. Rahe stated the goal would be to have the office staff back full-time by March 1st but would like to have the office painted first.

Rahe stated that for ODOT to install the "No Left-turn" onto Hickory St., for semi-trucks that an Ordinance will need passed. Rahe asked Kuhlman if he would assist with the writing of the Ordinance.

Angel:

Angel discussed the email he forwarded from the attorney at the Ability Center in regards to an ADA sidewalk at the Depot. Angel stated the letter outlined the ADA law with the conclusion that Pemberville is responsible for connecting the "two sidewalks in order to ensure that its public sidewalks are accessible to people with disabilities." Angel stated the Street Committee is recommending the Village pay for the installation of the sidewalk and once installed the property owner must maintain them and replace if damaged at the 50% reimbursement. Long asked why the Village was taking on the cost in the first place? Long stated there have been many new improvements done in the past that the Village has not absorbed the cost of putting in sidewalks and does not believe it is the responsibility of the Village to put in new sidewalks. Campbell clarified that a complaint was made regarding ADA compliance and when discussed with the property owner, property owner indicated the many public uses of their property, of which they do not have to allow, including parking during special events. However, when discussed with the property owner it was stated they would revisit and likely

terminate the use of their property if they have to endure the cost of installing the sidewalk. Therefore, due to the public use of their property the Village Street Committee is recommending paying for the initial installation after which the property owner will maintain and repair moving forward. Sarah Enright asked what if the property is sold. Rahe stated it would follow to the new owners.

There was continued discussion regarding other areas in town that should have installed sidewalks once the home was completed. Long asked about the homes on W. Front St. Campbell replied they are 4 subdivided lots and should be required to install sidewalks. Angel stated that at the next meeting they will have the current Ordinance

Jacobs:

Park and Recreation: Jacobs stated Park and Rec will be meeting Monday at 6 pm and will be discussing opening of the pool. Jacobs asked if Council needs to vote on opening the pool. Clerk explained that the committee will decide on an opening day, bring to Council to approve. Long asked if there are any recommendations from the State. Jacobs stated there are a lot of guidelines to follow. Mayor stated as long as all the State, County, and Health Department guidelines are followed the pool can open.

Long:

Planning Commission: Long stated with nothing new on the agenda, the meeting for tomorrow is cancelled.

BPA: Water Dept: Long stated there was discussion regarding the stone drive on the west side of the baseball diamond where the potential water tower location will be and the need to obtain an easement from the school to access the water tower.

Long stated there may be some expected interest for irrigation metering in the new subdivision. Long stated there was some preliminary conversation on where meters would be located or if they could pack a second meter in the meter pit. General consensus was how to recoup the cost and what that looks like.

Electric: Long stated BPA approved Lake Erie Tree for the ongoing tree removals. Long stated Barres is getting those scheduled and will communicate that with the home owners.

Long stated there was conversation around net metering and solar. Long stated John Courtney will be at the next BPA meeting to discuss.

Engineering- Feller Finch is still interested in working with the Village and presented their new employee as the head engineer for Village projects. Long asked who Cindy was. Mayor stated she is basically their communications coordinator. Discussion ensued regarding the request for other Engineers to bid on a contract for future Village projects.

Madaras:

5-Mile: Madaras stated he has began moving forward with cautiously preparing for the 5-mile race.

Mayor:

Mayor gave kudos to the Street Dept with all the snow received they did a fine job with getting it cleared and will likely be moving some out of areas in the next day or two. Mayor stated they received a couple of compliments.

Mayor stated they discussed at Lands and Building about replacing the roof and gutters at the pool. Mayor stated they will be getting quotes and will bring back to Council hopefully by next meeting.

Mayor stated an Air Purifier exchanger was put on the office furnace. Mayor stated with that along with painting the office the hope is to get the office staff back in very soon.

Mayor stated she and Rahe are now trained on Code Red.

Mayor stated we have not received any letters of interest for Council. Mayor asks that Council members put the word out in hopes to have some interest.

Mayor Bailey adjourned the meeting at 8:11 P.M.

