

Mayor Opelt called the regular meeting of Council to order on Tuesday, April 19, 2005 at 7:30 p.m. He offered a prayer followed by the Pledge of Allegiance to the Flag.

Present for roll call were Panning, Sharp, Brann, Donaldson and Barnes. Vandersall was absent. Also attending the meeting were BPA members Charles Aring and Nelson Busdeker; Don Feller, Steve Darmofal and Ray Saneholtz from Feller, Finch & Associates; Adam Wright from the Sentinel-Tribune; Economic Development Committee—Bob Brandt, Roger Klee, Tom Bowlus, Eric Campbell and Kathy Barnes; Kevin Rice and residents—H.C. Kahler, Barb Klee, Larry Moore, Dale Bruning, Tracey and Mike Griswold, Todd Sheets, Cynthia Lohrbach, Joanne Busdeker, Dick and Nedra Sheets.

The minutes from April 5, 2005 were reviewed. As there were no additions or corrections, the minutes stand approved as submitted.

Bills in the amount of \$3,918.48 were presented for approval of payment. Panning moved, seconded by Barnes, to pay the bills. The motion carried unanimously.

Steve Darmofal from Feller, Finch & Associates explained the history of the sewer system; where it has been, what's been going on the last few years and where it is heading. The sewer was combined (sanitary and storm together) at first with the overflow going into the river during wet weather. In the 1990's the EPA said the combined sewer had to be separated which was completed in 1999 and the overflow connection to the river was disconnected. Since then the system hasn't been able to keep up when there is excessive rain because of a problem with I & I (Inflow and Infiltration) where clear water is getting into the system. A phase approach is being taken to fix the problem by smoke testing first, followed by televising the sanitary sewer, which found leaking joints that have been sealed and grouted. The next step is to inspect and dye test individual houses for sump pumps connected to the sanitary sewer instead of the storm sewer.

There is no way to stop the flooding from the river into the valley. The duckbill would work on occasion but not solve the problem. The back up in the valley is basically storm/river water unless the manhole lid pops. In regards to cleaning up the valley, the EPA was contacted about spraying backyards as requested by residents and they advised to pick up the large debris but not to spray as it would create more harm than good. The cold weather killed any harmful bacteria. The BPA is waiting for this opinion in writing.

A grinder pump station should prevent sewage from backing up in the Griswold's' basement. Barnes stated the Village will install a grinder pump and pay for a plumber to check their house to see if there is an internal problem. The twelve questions submitted by the Griswold's have been answered by Feller, Finch & Associates except those that were legal in nature.

(Continued.....)

Ordinance #1316, Ordinance Designating Memorial Park in Its Entirety as a No Smoking Area, had its third reading. As there were some concerns with this Ordinance, Panning moved to table Ordinance #1316. Seconded by Brann, the motion carried unanimously.

Ordinance #1318, Ordinance Amending Ordinance Number 1134, Concerning Discharges to the Municipal Sewer System, had its second reading.

Ordinance #1319, Ordinance Amending Ordinance Number 943 Concerning 15 Minute Parking Spaces on Walnut Street, had its second reading.

Ordinance #1320, Ordinance Amending Section 76.10 of the Codified Ordinances of the Village of Pemberville, Concerning Parking Upon Sidewalks, Street Lawns or Curbs, had its second reading.

Ordinance #1321, Ordinance Amending Codified Ordinance Number 76.08 Concerning Parking More than 72 Hours on Village Streets or Alleys, had its second reading.

Ordinance #1322, Ordinance Amending Ordinance Number 318 Passed February 7, 1955, Concerning Regulation of Parking in the Business District of the Village of Pemberville, Ohio, had its second reading.

Ordinance #1323, Ordinance Authorizing the Purchase or Lease/Purchase of a Police Vehicle with Permanent Improvement Funds, had its second reading.

Resolution #673, Resolution Transferring Previously Appropriated Funds, had its third reading. Panning moved to pass Resolution #673. Seconded by Sharp, the motion carried unanimously.

Ordinance #1324, Ordinance Amending Article II of the Zoning Code, Concerning the Definition of "Agriculture", had its first reading.

The annual joint meeting with the Township Trustees will be held at 8:00 p.m., May 3 to discuss the Pemberville Union Cemetery and go over the agreement with the Township regarding annexation.

Tom Dunn from Buckeye Sanitation was contacted for ideas for restrictions on Spring Cleanup. His suggestions were to eliminate all building materials and tires, limit volumes to three times the normal amount (15 bags or 15 cans) and mainly control stuff from coming in from out of town. Spring Cleanup will be held May 23.

MAYOR: Will attend Owens Community College on Friday when Sgt. Molnar will be presented with an Outstanding Service Award.

Carol Bailey fell on the sidewalk in front of the Police Station and cracked her elbow.

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A letter from Kuhlman & Beck asked that the \$2,465.42 deferred sewer assessment that was paid by Sue Facer for parcel D16-512-1001-01-003000 be accepted without any balance due for interest since that was the amount first quoted to them by the Village. Council agreed to accept that amount.

COMMITTEE REPORTS:

ECONOMIC DEVELOPMENT COMMITTEE: Presented plans for the Old Fire Hall that included applying for a CDBG Grant in the amount of \$50,000.00 to redo the public restrooms making them handicap accessible. The cost to prepare the grant would be \$1,000.00. The plan also suggested the sale of the current Police Station using the money to renovate the remainder of the Old Fire Hall to a new Public Services Building and relocate the Police Department to that building.

Pros and cons were brought up about moving the Police Station to the Old Fire Hall. Comments for the move: It would free up the building for commercial use; there would be a meeting room for Police training, etc.; you can tell when there is no one on duty when you can see the Police car at the present location. Comments against the move: the current location is deterrent to crime because it is visible; the current station is less expensive to operate; break-ins at the drug store stopped when the Police Station was moved to Front Street. After stating we don't have to move the Police Department but the restrooms need to be taken care of, Panning moved to apply for a grant for handicap restrooms in the Old Fire Hall, which is Phase I of the plan. Seconded by Donaldson, the motion carried unanimously.

PANNING: Joe Hirzel is asking for permission to cut the curb at 332 E. Front Street for a driveway and if there are any other curbs we want cut in town he would be willing to pay to have it done. It was noted there is an area behind Beeker's Store that needs to be made handicap accessible. Panning moved to allow Mr. Hirzel to do a curb cut at 332 E. Front Street and to allow the contractor to do other curb cuts we need at no cost to the Village including on Water Street behind Beeker's Store. Seconded by Brann, the motion carried unanimously. The sidewalk at 332 E. Front Street will have to be replaced to a depth of six inches.

Two bids were received to fix the curb, driveway approach and catch basin at 356 E. Front Street--Rahe Construction - \$8,450.00 and D & K Excavating - \$8,540.00. Panning moved to hire Rahe's to do the repairs for \$8,450.00. Seconded by Barnes, the motion carried unanimously.

The Streets, Alleys & Sidewalk Committee meets Thursday at 7:00 p.m.

SHARP: The sidewalks at 210 Perry Street are crumbling and need replaced.

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Asked Council to reconsider their decision not to sweep the streets. If we don't sweep the streets and keep them clean, the debris will go into the catch basins and the cost to clean them will be three times as much. Sharp moved to sweep the streets twice this year, once in the spring and once in the fall. Seconded by Panning, the motion carried unanimously.

There is a group of people in town who are interested in white water rafting on the Portage River. There are artificial devices put in the river to cause the river to make rapids. This is still being researched by Vicki Frobose.

Howard Shirling is still interested in the gazebo and has made application for a variance to put it in his yard. If approved, he should have it moved from the Park by the end of May.

BRANN: There will be a Fire Committee meeting soon.

BARNES: The Economic Development Committee will start looking at the Old Ford Garage. The Mayor said there is an interest in using the garage for a Flea Market on Saturdays this summer.

Larry Moore asked when the sandbags are going to be moved from behind his business. Todd Sheets said the businesses are willing to help but need some leadership.

As there was no further business to be brought before Council at this time, Brann moved, seconded by Panning, to adjourn the meeting at 10:35 p.m.

Mayor

Clerk