

Mayor Opelt called the regular meeting of Council to order on Tuesday, May 3, 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 Solicitor, Michael Marsh; Township Trustees Keith Avers, Ellen Walston and James Witker; and residents Eric Campbell, Bob Bruning, Joanne Busdeker, H.C. Kahler, Larry Moore, Dale and Ann Bruning.

The minutes from April 19, 2005 were reviewed. As there were no additions or corrections, the minutes stand approved as submitted.

Bills in the amount of \$2,586.48 were presented for approval of payment. Brann moved, seconded by Donaldson, to pay the bills. The motion carried unanimously.

BPA met with Council to discuss ways for the Village to save money. Panning feels they should make it a practice to meet with the BPA on a regular basis for better communications.

Ordinance #1318, Ordinance Amending Ordinance Number 1134, Concerning Discharges to the Municipal Sewer System, had its third reading. Brann moved to pass Ordinance #1318. Seconded by Barnes, the motion carried unanimously.

Ordinance #1319, Ordinance Amending Ordinance Number 943 Concerning 15 Minute Parking Spaces on Walnut Street, had its third reading. Brann moved to pass Ordinance #1319. Seconded by Donaldson, the motion carried unanimously.

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 third reading. Brann moved to pass Ordinance #1320. Seconded by Panning, the motion carried unanimously.

Ordinance #1321, Ordinance Amending Codified Ordinance Number 76.08 Concerning Parking More than 72 Hours on Village Streets or Alleys, had its third reading. Panning moved to pass Ordinance #1321. Seconded by Brann, the motion carried unanimously.

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 third reading. Brann moved to pass Ordinance #1322. Seconded by Donaldson, the motion carried unanimously.

Ordinance #1323, Ordinance Authorizing the Purchase or Lease/Purchase of a Police Vehicle with Permanent Improvement Funds, had its third reading. Panning moved to table Ordinance #1323. Seconded by Barnes, the motion carried unanimously.

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

(Continued.....)

Council was given copies of line item transfers made in April.

**MAYOR:** Received a letter from Ruth Rodd, 571 E. Front Street, complaining about weeds growing wild on the property across the road from her.

Has had calls on abandon cars in the Village. Letters will be sent to the residents.

Has had complaints that the flag painted on the water tower is inappropriate and unlawful. He asked them to document that it is wrong.

**COMMITTEE REPORTS:**

**PANNING:** Will get on the sidewalk project at the next Streets, Sidewalks and Alleys meeting and look at street repairs. The BPA will let him know the areas they have that need repaired from water breaks, etc.

**SHARP:** Spring Cleanup, May 23, For Residents Only, will be on the utility bills this month.

It was suggested that when a price is negotiated for trash pickup in December an additional dollar be added to offset the spring cleanup costs. Both Buckeye Sanitation and N.A.T. could be contracted with and residents could choose the company they want.

Interest rates are going up. A new six-month CD will be purchased at 3% interest.

The Personnel Committee talked about constructing a bin where residents could take their grass clippings, etc.

The Public Lands & Buildings Committee is concerned there is no railing on the step outside the door to the Town Hall and is looking at one of wrought iron.

The Welcome to Pemberville church sign is looking nasty and needs to be taken down.

Has contacted the Boy Scouts to apply weather coating to the signs on the walking trail.

The Davies are asking for the rezoning of their recently annexed property at the corner of Rees Road and Hickory Street and the Planning Commission is recommending that the request be accepted. A Public Hearing on the proposed zoning change is set for June 7 at 7:25 p.m.

Has concerns that when Council agreed to allow the Keller's to split their property to sell another lot they didn't adhere to the Sub Division Rules and Regulations. Panning replied the original house on the property has been abandoned and doesn't count.

At 8:05 p.m. Sharp moved to recess the regular meeting of Council so the Annual Joint Cemetery Meeting could be held. Seconded by Brann, the motion carried unanimously.

(Continued.....)

The regular meeting of Council reconvened at 8:13 p.m.

The agreement entered into between the Village and Freedom Township regarding the annexation of property located in the Township to the Village was reviewed by both parties as stipulated. It was agreed to continue with the agreement as is.

Complaints from residents of speeding on East Street were discussed with the Township Trustees since the street is shared by both entities. Speed bumps were determined to be illegal although it is believed by some that a thickness of less than 3" would deem the entities not absolutely liable but it is unclear. It was also felt that the snowplow would tear out speed bumps. Rumble strips were suggested but would probably be annoying to residents. Police officers have checked the area different times and didn't find a problem. It was decided to post signs "Slow-Children at Play" as a first step.

Due to the recent death of Fire Chief Herb Martin, there will be a Fire meeting on May 11 and anyone interested in being Fire Chief is required to have their resumes in at that time. Applications will be read May 11, interviews held at the next meeting after which the Fire Committee will make a recommendation to the Trustees who will make the appointment. The Trustees did not have a problem with Brann, who is a Volunteer Fireman, serving on the Fire Committee.

**COMMITTEE REPORTS, Continued:**

**DONALDSON:** Stated the sandbags need to be removed from behind the business district, which brought comments from various people. It was suggested they be loaded onto the two dump trucks and piled at the street garage property.

**BARNES:** Has been taking pictures for the CDBG Grant and will be setting a date for the first public meeting.

At 8:40 p.m. Brann moved to go into executive session to discuss personnel. Seconded by Panning, the motion carried unanimously.

Council reconvened at 9:00 p.m.

Panning moved to have Dave Bruning report to Personnel Supervisor Vespi for daily job assignments and remove him from Jeff Bourdo's supervision. Seconded by Donaldson, the motion carried unanimously.

Keith Bradley needs a copy of the drawing showing location of the water wells on and adjacent to the Keller property including the 300' radius around each well. This is needed for disclosure for the sale of the property.

As there was no further business to be brought before Council at this time, Donaldson moved, seconded by Sharp, to adjourn the meeting at 9:15 p.m.