

**VILLAGE OF PEMBERVILLE
COUNCIL MEETING
August 4, 2009**

Mayor Opelt opened the August 4, 2009 meeting at 7pm with a prayer and led those present in the Pledge of Allegiance.

Roll Call: Bowman, Campbell, Cox, King, Madaras and Miesmer. Others present were: Police Chief Bingham, Solicitor Marsh, Harold Brown, Russ Eby, Gene Steele, and the clerk.

Minutes: The July 21, 2009 regular meeting minutes and the July 20, 2009 Committee of a Whole minutes were approved as presented.

Treasurer's Report: King made a motion to approve payment of bills in the amount of \$6689.93 and Cox seconded. The motion passed unanimously. Financial Reports distributed to Council were: Fund Status Report as of 7/31/09, Cash Summary by Fund for July 2009, and Supplemental Appropriations for July 2009.

Mayor's Report:

Resolution 711: RESOLUTION DECLARING THE AMOUNT OF TAXES THAT MAY BE RAISED BY LEVY AT THE MAXIMUM RATE AUTHORIZED BY LAW WITHOUT A VOTE OF THE ELECTORS TO BE INSUFFICIENT, AND DECLARING THE NECESSITY OF A LEVY IN EXCESS OF SUCH RATE, OF 2.0 MILLS FOR POLICE PROTECTION PURPOSES FOR THE VILLAGE OF PEMBERVILLE.

Bowman made a motion and King seconded to suspend the rules. The motion passed unanimously. King moved and Campbell seconded to pass Resolution 711 as an emergency. The motion passed unanimously.

Resolution 712: RESOLUTION DECLARING THE AMOUNT OF TAXES THAT MAY BE RAISED BY LEVY AT THE MAXIMUM RATE AUTHORIZED BY LAW WITHOUT A VOTE OF THE ELECTORS TO BE INSUFFICIENT, AND DECLARING THE NECESSITY OF A LEVY IN EXCESS OF SUCH RATE, OF 0.25 MILLS FOR PARK AND RECREATION PURPOSES FOR THE VILLAGE OF PEMBERVILLE.

Campbell moved and Bowman second to suspend the rules. The motion passed unanimously. Campbell moved and Bowman seconded to pass Resolution 712 as an emergency. Campbell – yes, Bowman – yes, Cox – yes, King – yes, Madaras – yes, Meismer - no

Resolution 713: RESOLUTION AUTHORIZING THE MAYOR OF THE VILLAGE OF PEMBERVILLE TO APPLY FOR, ACCEPT, AND ENTER INTO A WATER POLLUTION CONTROL LOAN FUND AGREEMENT ON BEHALF OF THE VILLAGE OF PEMBERVILLE FOR PLANNING, DESIGN AND/OR CONSTRUCTION OF WASTEWATER FACILITIES; AND DESIGNATING A DEDICATED REPAYMENT SOURCE FOR THE LOAN

Madaras made a motion and Cox seconded to suspend the rules. The motion passed unanimously. Bowman moved and Cox seconded to pass Resolution 713 as an emergency. The motion was unanimously passed.

Ordinance 1448 – 1st Reading: ORDINANCE AMENDING SECTIONS 75.40 ET SEQ OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PEMBERVILLE, RELATING TO LICENSING AND REGISTRATION OF GOLF CART

Ordinance 1449 – 1st Reading: ORDINANCE ESTABLISHING CROSS-CONNECTION CONTROLS TO PROVIDE AN EFFECTIVE MEANS FOR

PROTECTING THE PUBLIC WATER SYSTEM FROM CONTAMINATION
DUE TO BACKFLOW AND CONTAMINANTS THROUGH THE WATER
SERVICE CONNECTION INTO THE PUBLIC WATER SYSTEM AND TO
PREVENT AVOIDANCE OF TAP FEES AND RELATED CHARGES

Ordinance 1447 – 1st Reading: ORDINANCE ADOPTING A REVISED
VILLAGE OF PEMBERVILLE PERSONNEL RULES AND REGULATIONS
MANUAL

The Personnel Committee asked Council, BPA, & employees to provide written suggestions for the new manual prior to the next meeting.

Council was informed that Jason Kwapich has been moved from auxiliary to part time officer.

Mayor read 3 letters received from residents regarding speeding on Perry Street. Chief Bingham recommended stop signs be placed on the east and west corner of Maple and Perry Streets. There was discussion on the placement of stop signs. Solicitor Marsh will construct an ordinance for the next meeting.

Mayor Opelt and Council extended their sympathy to Chief Bingham and his family on the loss of his father, Lonnie Bingham. A thank you note from Chief Bingham was read.

Bowman:

Bowman is researching other incentive programs in the area that might be of interest to the Village if they would like to actively pursue businesses for the possible replacement of Modine and new growth.

Campbell

An accident was reported on a sidewalk on Forrest Ave. The fall was due to the force of trees pushing up the sidewalk. Campbell explained he had turned this over to Tree Commission to address the trees before asking the residents to repair their sidewalk.

Madaras, Campbell, & Steele attended a meeting with the Wood County Commissioners. The next meeting with the Commissioners will be January 28 at 4pm.

Cox:

BPA is considering options to improve well productivity. They have hired a hydro-geologist /microbiologist to research possibilities for the wells.

King:

The siren was greased and the housing was investigated. The siren has been temporarily repaired.

The Mayor would like to have coffee round-a-bout discussions on the police levy.

Other

Steele suggested the Park & Recreation Commission use the Pemberville Free Fair to raise funds for the parks.

Steele presented additional information about the Flood Meeting with the Wood County Commissioners.

King moved and Campbell seconded to go into executive session. The motion passed unanimously. Chief Bingham was asked to stay.

Cox made a motion and Campbell seconded to come out of executive session at 8:20pm. The motion was unanimously approved.

After executive session a discussion was held concerning brush being set out too early and grass being blown into the street, The Mayor will talk to the Chief about addressing this issue.

Council agreed to give Tom Reiter the old tennis net for a donation of his choice to the park fund.

Campbell questioned the legality of whether a member of Economic Development Committee could teleconference in and do business as mentioned in the economic development minutes. The issue was thought to have been previously addressed and decided that teleconferencing was not acceptable.

The Mayor was asked to provide a list of most frequently asked questions about the police department for distribution at the fair booth.

Campbell was asked to follow-up on the cleanup of the Wheeler property on Joyce Avenue.

Clerk

Mayor