

**VILLAGE OF PEMBERVILLE  
COUNCIL MEETING  
September 1, 2009**

Mayor Opelt opened the September 1, 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, Gene Steele, Harold Brown, Larry Bockbrader, Russell Eby, Dennis Rahe, Gary Harrison, Mike Sterns, Kent Schuerman, Keith Avers, Ellen Walston, Howard Shirling and the clerk.

**Minutes:** The August 18, 2009 regular meeting minutes were approved as presented.

**Treasurer's Report:** Campbell made a motion to approve payment of bills in the amount of \$11,628.39 and King seconded. The motion passed unanimously.

**Portage River Ditch Cleanout Project**

Gary Harrison & Mike Sterns explained they are the petitioners of the portage river basin cleanout project. They are visiting different areas that will be affected to ask for their support. Other communities are writing a letter to the Wood County Commissioners showing their support. Harrison explained possible benefits of the clean up (i.e. trees, debris, and log jams). He believes that removal of the jams will result in the ease of water getting to Pemberville and allow it to move through the Village at a slower rate – not having the blockage back the water up keeping the water from moving until it hits an extremely high level. This large amount of water could be the reason for the flooding. They asked the Village to consider passing a resolution and then sending a letter to the Commissioners in support of the project before October 1<sup>st</sup>. Mayor Opelt informed Harrison and Sterns that this Council has spent numerous hours researching the options and effects of this project along with other possible options to decrease the flooding in Pemberville. Campbell stated that what Harrison and Sterns consider a detriment to them is a benefit to the Village. When the counter efficient features are pulled from the river, the Village no longer receives a slow release of water but has an immediate fast release of water. Campbell continued by explaining the reference Harrison made of the water draining to the bathtub is correct but that the Village is the drain for all of Wood County, North Branch, Middle Branch, South Branch, and East Branch. The faster and more drainage that is dumped on the Village is not going to leave Pemberville faster. When you start to get into the cost equations of opening the so called drain they are astronomical. We are not just talking about \$75,000 to file a bond with the county to come to widen and clean out the river like Harrison and Sterns are recommending be done in their area. The Village has already looked into the difficulties of what we are facing but solving the problem is not easy. The Council is concerned with the effects of this project on the Village. This was sent to the Flood Committee for them to bring a recommendation to the Council at the next meeting.

**Mayor's Report:**

**RESOLUTION 716: RESOLUTION CONGRATULATING THE EASTWOOD SCHOOL DISTRICT** Miesmer moved and Bowman seconded to suspend the rules. The motion passed unanimous. King moved and Campbell seconded to pass Resolution 716. Miesmer noted that the resolution needed to have a typo fixed. The motion passed unanimously.

**ORDINANCE 1448: ORDINANCE AMENDING SECTIONS 75.40 ET SEQ OF THE CODIFIED ORDINANCES OF THE VILLAGE OF PEMBERVILLE, RELATING TO LICENSING AND REGISTRATION OF GOLF CART** -- 3rd Reading

Madaras moved and Bowman seconded to pass Ordinance 1448. The motion was unanimously approved.

**ORDINANCE 1449: 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** -- 3rd Reading

Madaras moved and Cox seconded to pass Ordinance 1449. The motion was unanimously approved.

**ORDINANCE 1450: ORDINANCE AUTHORIZING THE PLACEMENT OF STOP SIGNS AT THE INTERSECTION OF PERRY STREET AND MAPLE STREET, BOTH EAST AND WEST BOUND.** – 2nd Reading

Cox moved to suspend the rules and Campbell seconded the motion. The motion passed. Campbell moved and Bowman seconded to pass Ordinance 1450. The motion was unanimously approved.

**ORDINANCE 1451: ORDINANCE ADOPTING A JOB CREATION AND RETENTION PROGRAM.** – 2nd Reading

Mayor Opelt announced there is a Continuing Education Seminar for Village Fiscal Officers through the Auditor of State in Perrysburg on October 20, 2009. Both Stephanie Bowe and Margaret Wilka wish to attend this seminar. The cost is \$65 per attendee. Miesmer moved and Campbell seconded to allow their attendance and pay the fee. The motion was unanimously approved.

The Fiscal Officer and Deputy Fiscal Officer would like to attend a free Income Tax Workshop in Port Clinton on September 8<sup>th</sup>. Cox moved and Madaras seconded to allow the attendance. The motion was unanimously approved.

Mayor Opelt informed Council the Pumpkin Run is set for October 25 and flyers have been distributed. The run is an Eagle Scout project and was discussed at an earlier meeting.

The September calendar of committee meetings was presented. There were two changes. The Lands, Buildings, Streets, and Sidewalk meeting time has been changed to 2:30pm. The Economic Development Committee will not be meeting in September.

Chief Bingham explained the Village has received an Urban Area Security Initiative Grant. The grant will provide one Dell Latitude E5500 laptop to be used as a Mobile Data Computer along with one Sprint Broadband Card. The Chief also received a preliminary call from the Department of Justice explaining the Village should receive official word in October that they had been awarded a grant for 50% of the cost of seven new bulletproof vests.

**Bowman:**

The procedure for bringing Ordinance 1447 back to the table was discussed. All Council Members were encouraged to attend the September 10<sup>th</sup> Personnel Committee meeting at 7pm in the Town Hall if they had any questions.

The Economic Development Task Force had a meeting on July 17. Both Superintendent Welker and the manager from the Modine plant attended. The task force met with Wood County Economic Development Task Force (WCETF) on August 28 to discuss marketing the Modine property. The property is available to use for medium to heavy manufacturing. It was suggested that incentives are extremely important to attracting companies to the village. WCETF is developing a website that should be active by the end of September.

Next meeting will not be until October.

**Campbell:**

Campbell and Cox explained the need for two new tires for the backhoe and two for the 1-Ton truck. The Board agreed to pay for  $\frac{3}{4}$  of the cost for the backhoe tires. The lowest quote was from Speck's Tires. Madaras moved and Cox seconded the purchase of two tires for the backhoe and two tires for the 1-Ton truck. The motion passed unanimously.

**Cox:**

Cox explained the Pool funds are low due to extra Columbia Gas heating costs. Cox moved to transfer \$5000 and Madaras seconded. The motion passed unanimously.

The Tree Commission received the resignation of Stephanie Bowe. They asked the Mayor to appoint Ruth Phillips. The Mayor made the appointment. The BPA will be giving \$1000 to replace trees that were removed because of interference with the electric lines.

The Wastewater Treatment Plant Bid opening is scheduled for September 25 at the Town Hall.

The BPA will be purchasing a Bucket Truck. The Council will be asked to approve legislation at the next meeting because the purchase will be approximately \$125,000. There was discussion on the new truck purchase.

**King:**

King is scheduling a meeting for the police levy committee next week.

**Miesmer:**

All council members are encouraged to attend the Personnel Committee meeting on September 10<sup>th</sup>.

Madaras asked the clerk to find out:

1. The number of people who live out of the Village limits that have utility services.
2. How long they have had the service.
3. Why they haven't annexed.
4. What it would entail to annex these people.

Cox explained that the customers outside the village limits are charged a premium for the utility services because they have not annexed. Marsh explained the Council passed an Ordinance requiring annexation for extension of services outside the Village limits.

**Guests:**

Steele requested information about the flooding be consolidated. He also questioned the process for repairing and updating of the water system and why is it moving so slowly. Steele requested a resolution be drafted to send to Huber to explain the effects the proposed cleaning project will have on the Village of Pemberville.

There was discussion on when to hold Trick or Treat this year. Madaras moved and Cox seconded to hold Trick or Treat on Saturday, October 31<sup>st</sup> from 6:30p.m. - 8p.m. The motion was passed unanimously. This will be put on the website along with an opinion poll for future years.

King moved and Campbell seconded to enter into executive session to discuss personnel at 8:26p.m. The motion passed. Madaras moved and King seconded to come out of executive session at 8:45p.m. Motion carried.

Campbell brought up the catch basin on Elm Street (by Miesmer's house). The berm needs to be repaired. Cox and Campbell and work with the employees to determine the best option to move forward with the berm.

Mayor Opelt adjourned the meeting at 8:47pm

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Clerk

Mayor