

**VILLAGE OF PEMBERVILLE
COUNCIL MEETING
March 19, 2013**

Mayor Bowman opened the March 19, 2013 meeting at 7:00pm with a prayer and led those present in the Pledge of Allegiance.

Roll Call: Present at the regular meeting of council was Campbell, Bockbrader, Cox, Long, and Schuerman. Absent-Rothenbuhler. Others present were Ed Wozniak, Harold Brown-Sentinel Tribune, Keith Madaras, Russ Eby, Chief Darling, and the clerk.

Minutes: Cox moved and Schuerman seconded to approve the March 9, 2013 regular meeting minutes. Motion passed unanimously.

Treasurer's Report: Cox explained that the bill for the Tree City USA Awards/seminar was for two to attend but that five would be going. The attendees will split the additional cost. Campbell questioned whether John Lockard would be attending. Cox said that he was planning to attend and that the board approved him being paid for the day. It was the BPA's thought that since John maintains the trees within the Village both for electrical clearance and routine maintenance on other trees; he should attend the awards Awards/seminar. Campbell said he has no problem with Lockard attending as long as he uses a vacation day for the event. Campbell stated that Lockard is a Village employee who sits on a legislative body. Cox explained she does not believe that Lockard should be allowed to attend as a regular paid day. Long questioned if Campbell's concern was a conflict of interest between his position as chairman of the Tree Commission and his position as Electric Superintendent. Campbell stated that yes that was his concern because he believes that the Tree Commission is a legislative authority. Mayor Bowman questioned whether legislative body applies to a committee. It is his understanding that the Tree Committee can do nothing without Council's approval. Long questioned if the Village had any legislation that would prevent an employee from sitting on a committee. Campbell stated Ohio Revised Code prohibits employees from sitting on a legislative body. Fiscal Officer, Stephanie Bowe stated that if that was the case, how she could be on the Finance and Records Committees. Campbell stated that it brings up a good question. It was different when Ruth Phillips was Clerk Treasurer as she was elected and part of the Executive Branch. Bowe is a hired employee although she has executive powers. It was decided to obtain a legal opinion from Solicitor Marsh on the subject. Cox explained that the payment for the Tree City USA Awards/Seminar would need to be approved today as the deadline is soon. Long stated he did not have any issues with sending Lockard. Mayor Bowman stated that he believes there are areas of the Revised Code that are geared more toward Cities with larger complexities rather than smaller municipalities. Mayor Bowman explained he does not like to get caught up on the minor amount of cost when we have such an outstanding small group of employees who have earned their right to be a part of this and contribute a great deal to our community. Campbell restated that he is against it because then Lockard is chairman of the committee and the committee is writing the rules for them to go out and do their own work.

Long made a motion to approve payment of bills in the amount of \$2,961.07 and Cox seconded. Long-yes, Cox-yes, Bockbrader-no, Campbell-yes, Schuerman-yes. The motion passed.

Guest: Keith Madaras gave a history of the Pemberville 5-miler and explained how the proceeds have been distributed since inception. He explained that the race was founded for the purpose “to promote activity and recreation as well as a healthy lifestyle in our community”. According to Madaras, the Village was not involved until about five years ago. After a few years the Pemberville Pool Board was asked if they would help in exchange for a donation. Proceeds were then divided between the Pool and other organizations. The Boy Scouts have increased their work load for the 5-miler over the years and have asked nothing in return. He asked that Council reconsider the amount they are willing to donate to the Boy Scouts for their efforts to make the 5-miler a success. Cox moved to donate \$250 or 10% of the profit amount whichever is greater to be paid out of contingencies. Bockbrader seconded the motion. The motion passed unanimously.

Mayor:

The April calendar was distributed. Additions were discussed.

Mayor Bowman distributed information regarding a Juvenile Detention Center request for projects that could be done by teenagers for their required community service. They could work on areas throughout the Village on the riverbank pulling weeds, removing brush, etc. There would be no cost to the Village to get this done. Campbell moved and Schuerman seconded to allow the request. The motion passed unanimously.

Mayor Bowman explained that filter fabric and liner need to be purchased. Cost for the outer fabric would be \$1146 plus shipping and the cost of the interior mesh liner would be \$250 plus shipping. Cox moved and Campbell seconded to purchase the filter and liner fabric to be paid out of Permanent Improvement. The motion passed unanimously.

Campbell:

The Streets, Sidewalks, Lands, & Buildings Committee is in the process of obtaining quotes for repairs to the roof, windows, painting, sealing, tuck pointing, etc.

Cox:

Finance Committee will be meeting the first Tuesday of each month at 6:15pm starting in May.

Long:

The BPA continue to work with Roger Baker on the Improvements to the South Water Plant Chlorine. Hirzel Canning has requested a larger water line.

Schuerman:

John Curtis has been out to the pool two times to look at the piping. There is equipment available to determine water pressure in the pipes and possibly help determine where the pool is losing water. Campbell will be looking into this further.

Schuerman asked if the Village is interested in a Fair Booth. It was suggested that Eileen ask the Petal Pushers if they would like one again this year.

Cardboard containers have been donated by Hirzel Canning but still need wheels. They should be available in the near future.

Other:

The Mayor explained that he has been approached by Eastwood School District for Playground Security. Mayor Bowman formed an Ad Hoc committee for this and appointed Rothenbuhler, Bockbrader, and Chief Darling to the committee.

The speed limit on Bierley Avenue was discussed. There will be a non-official survey of the residents on Bierley Avenue to determine the consensus.

The Police report was distributed.

Financial Reports were distributed.

Mayor Bowman adjourned the meeting at 8:29pm.