

**VILLAGE OF PEMBERVILLE  
COUNCIL MEETING  
August 4, 2015**

Mayor Bowman opened the August 4, 2015 council meeting at 7:00pm with a prayer and led those present in the Pledge of Allegiance.

**Roll Call:** Present as the regular meeting of council was Rothenbuhler, Campbell, Long, Opelt, Sautter and Schuerman. Others present were Ed Wozniak, Nicole Long, Damian Saionskowski, Tom Oberhouse, Peggy Jones, Katie Skotynsiay, Sarah Szymanski, Tom Mauk, Larry O'Brian, Joanne Busdeker, Gene Steele and the Clerk.

**Minutes:** Opelt moved and Rothenbuhler seconded to approve the minutes. Motion passed 5/6 vote. Rothenbuhler, yes; Campbell, yes; Long, abstained; Opelt, yes, Sautter, yes; Schuerman, yes.

**Treasurer's Report:** Opelt moved and Long seconded to approve the bills in the amount of \$3,291.64. Motion passed unanimously.

**RESOLUTION 735 – RESOLUTION ACCEPTING BID FOR DEPOSITORY – KEY BANK**

3<sup>rd</sup> Reading

Rothenbuhler moved and Opelt seconded to pass Resolution 735. Motion passed unanimously.

**RESOLUTION 736 – A RESOLUTION DECLARING THE OFFICIAL INTENT AND REASONABLE EXPECTATION OF THE VILLAGE OF PEMBERVILLE ON BEHALF OF THE STATE OF OHIO (THE BORROWER) TO REIMBURSE ITS PERMANENT IMPROVEMENT FUND FOR THE WOO-SR105-8.81 PROJECT, PID NO. 88524 WITH THE PROCEEDS OF TAX EXEMPT DEBT OF THE STATE OF OHIO.**

2<sup>nd</sup> Reading

Rothenbuhler moved and Opelt seconded to suspend the rules. Motion passed unanimously. Sautter moved and Long seconded to pass Resolution 736. Motion passed unanimously.

**ORDINANCE 1540 – ORDINANCE PROVIDING SUPPLEMENTAL APPROPRIATIONS FOR THE CURRENT EXPENSES AND OTHER EXPENDITURES OF THE VILLAGE OF PEMBERVILLE, OHIO, DURING THE FISCAL YEAR BEGINNING JANUARY 1, 2015, AND ENDING DECEMBER 31, 2015.**

1<sup>st</sup> Reading.

Opelt moved and Rothenbuhler seconded to suspend the rules. Motion passed unanimously. Rothenbuhler explained that this is an increase to the appropriation line item for tax refunds. It was explained that when the budget was completed the amount appropriated did not include any refunds that may be issued to the State of Ohio. Ohio pays a portion of estimated income tax payments towards income earned within the village for companies such as Verizon, Frontier, Ohio Bell, Toledo Edison Next Generation, etc. Therefore, the increase is to cover a refund requested by the State of Ohio due to correcting the actual taxable income. Opelt moved and Campbell seconded to approve Ordinance 1540. Motion passed unanimously.

**Mayor:**

Mayor read a letter he received from property owner Mr. and Mrs. Nicholson, thanking Chief Darling and officers for helping them resolve a difficult tenant situation earlier this summer. Mrs. Nicholson stated in her letter "they were very professional and invaluable in keeping a potentially unsettled situation under control and witnessed damages".

Mayor reported that Jim Palmer Excavating began the gravel driveway at NW Park that we received a grant for. Mayor stated that the project should take approximately two to three days and is the first step in developing the park.

Mayor introduced Sylvia Haller producer and Kevin Tibbles correspondent from NBC Nightly News that will be following Pemberville during the presidential election. Ms. Haller addressed council and stated that they

will follow Pemberville to gather concerns, issues, what is heard and not heard during the campaign, what changes, if anything and will be around as the election progresses. Mr. Tibbles added that they chose Pemberville based on the statistics the shows Pemberville is good at picking Presidents.

### **Rothenbuhler:**

Rothenbuhler updated council on the wellness and smoking sensation programs he was looking into. Rothenbuhler stated that he gave the information to our insurance broker and she is going to see what our current insurance covers. Rothenbuhler stated there is a website to do a wellness self-evaluation and there are other avenues that can help with smoking such as the American Cancer Society. Rothenbuhler stated there will be more to come later.

Rothenbuhler reported from Finance Committee about the recent impact of the uniform tax collection that is taking place in Ohio. Rothenbuhler explained there is a sample Ordinance that we will be looking at adopting by the end of the year.

Rothenbuhler stated that council was approached earlier this summer by the developer of the subdivision to see if council could help with the cost up to the subdivision. Rothenbuhler reported that after discussion with the Finance Committee it was a consensus that we do not have the funds available at this time due to some competing priorities for funding. Rothenbuhler stated that they looked at outside sources. However, the sources available are loans and loans have to be paid back.

### **Campbell:**

Campbell reported that there are two business owners with requests for their property during the 105 project. Denny Henline wants to put in under sidewalk heating and Todd Sheets wants to keep his flagstone. Campbell stated that he would like council to be decided on it tonight if they are going to allow the requests. Campbell stated that Henline and Sheets agreed to cover the cost of their requests if allowed. Long asked if we are allowing all business owners to do as they want at their cost. Opelt replied that he felt we should allow them the option at their cost. Campbell stated that it should not be allowed but leaves it up to council. Mayor will write a memo giving the business owners the option at their cost but have to have submitted by the deadline which is August 24<sup>th</sup>. There was discussion on assessing back to property owners the cost of the sidewalks back to the business owners. Opelt feels that a small amount should be assessed, that residents have to pay therefore, he feels business owners should have to too. Campbell stated that there is a general consensus not to assess any cost back to business owners. Campbell made a motion to not assess any cost of the State Route 105 project back to the property owners with the exception of those who choose to do additions at their cost. Rothenbuhler seconded the motion. Motion passed with a 5/6 vote. Rothenbuhler, yes; Campbell, yes; Long, yes, Opelt, no; Sautter, yes; Schuerman, yes.

There was discussion about the patchwork repairs needing done on various streets from water breaks. Campbell stated that he has a quote from Bergman's for the amount of \$9,860. Campbell made a motion and Rothenbuhler seconded to do street repairs in the amount of \$9,860 for Forrest Ave., West side of Walnut St. along the curb, 412 Maple St., Perry and Pine St. around the manhole cover, 417 Oak (apron), Front and Vine and the ally off Walnut. Motion passed unanimously.

Campbell stated that he wants to put Perry Street extension back on the table. Campbell made a motion and Long seconded to tar and chip Perry Street extension while Bergman is in town for \$6,180. Motion passed unanimously.

Campbell stated that the street was swept today and not sure there will be another sweep prior to the fair starting.

Jeff Bourdo reported that they will start stripping prior to the fair starting. Library asked if we could stripe their two lots and will be done today as well. Joanne Busdeker asked is the legion will be striped, Bourdo responded yes.

**Long:**

Long stated that the Planning Commission is currently working on a new zoning form to hand out to those who violate the zoning ordinance.

Long reported that BPA is still waiting to hear from NWWSD about the outstanding money owed to the village.

**Opelt:**

Opelt reported that they are continuing to work on the Pool Liner Fundraiser and that \$13,516.65 has been raised so far. Opelt explained they are hoping to raise another \$2,000 for the fundraiser event scheduled for Saturday, August 22<sup>nd</sup>.

Opelt reported that Humane Ohio has been trapping the cats and reported that the village is better off than originally thought. Opelt stated that the majority of the cats that have been trapped are already fixed. Opelt asked that council donate some cat or dog food for Humane Ohio as a kind gesture for the FREE service they offered the village as a way to thank them. Opelt would like to collect as much pet food as they can by a week from this Friday. Opelt stated he is very pleased with the way it has turned out.

**Schuerman:**

Schuerman reported that the pool is going well. Schuerman thanked Tom Oberhouse for the donated boulder rock that was placed in the flower bed by the pool to help prevent kids from walking through the flowers. In addition, Schuerman thanked Matt and Jeff for moving the rock.

**Guests:**

Carol Bailey stated that the bids are back for the elevator project and they only received two. Bailey explained the base bid was \$376,000 and alternatives for \$25,000. Carol asked council if would be willing to handle one of the alternate. One is sidewalk work which was bided for \$6,000 another is to move and replace the twenty year old furnace bided at \$12,800, and the final is to remove the ramp on the Front St side of the building. Council agreed that the village would remove the ramp once the elevator project is completed. Council stated to Carol that council would discuss and decide what, if anything, they could help with to reduce the cost. Mayor recommends that we help with the sidewalk replacement.

There was a lot of discussion about the flooding in the valley. Residents that have been affected were present with questions and possible ideas to help prevent flooding on their property in the future. It was decided that those wanting to make changes to their property should attend a Board of Public Affairs meeting to discuss their options and get permission if anything can be done to help.

Mr. O'Brian thanked council for approving the tar and chip of Perry Street extension.

Mayor Bowman adjourned the meeting at 9:15pm.