

**PORT CLINTON CITY COUNCIL MINUTES
REGULAR MEETING**

The regular meeting of the Port Clinton City Council was held at the Port Clinton City Hall with De Anna Kuzma, President of Council, presiding. The meeting opened at 7:30pm. Council recited the Pledge of Allegiance, The Lord's Prayer, and a moment of silence for those serving our Country.

The roll was called and the following council members were present: Gabe Below, Joel Freedman, Beth Gillman, Roseann Hickman, Margaret Phillips, Lisa Sarty, and Jerry Tarolli.

Mr. Tarolli made a motion, seconded by Ms. Phillips to accept the minutes from the February 9th, 2016, meeting as written. With all those in favor, motion carried.

GUEST PRESENTATION

None

PUBLIC COMMENT

JoAnn Franks – Question for Mr. Wilber regarding the Waterworks Park ballot. Is it binding with just Mr. Rose and Harborfront in general? Per Mr. Wilber it is an advisory election stating whether they want the city to move forward with that entity or not. Joann Franks stated in saying that in your legal opinion if we vote yes and go forward with those negotiations and then decide to cease our negotiations with Mr. Rose or Harborfront Properties with that open us for a law suit? Mr. Wilber stated no.

Roger Smith – Question for Mr. Wilber. Is it proper and legal for council members to be involved and campaigning on the yes side or not side? Per Mr. Wilber what council members choose to do on their own time and their own behave they are free to do just like anyone else. Question for Mayor Wheeler. During your campaign you talked about having open meetings with the public and maybe a State of Port Clinton address, do you have any plans for any of these? Per Mr. Wheeler the State of Port Clinton address was on hold until the file budget came in. Now that we will have that by the end of March he will be completed one after that. Mr. Wheeler stated that he plans on having ward walks once the weather breaks. States that it is whatever the people want. States that he will be available on Tuesdays and Thursdays during the day, unless they want to meet on the weekends or in the evenings.

Rick Noderer - February 12th was the tax deadline for Medina County. Check on companies that Mr. Rose is affiliated with did. The Western Reserve of Medina Limited has the largest delinquent amount for the county of 296,908.57. No payment for current taxes has been made yet for that property. So the current tax bill is 383,371.72. There are four other MRR properties that have delinquent amounts due that not have also not been paid on yet for the current year. Also would like to make a comment about Mr. Rose and his company's financial judgement in Medina County court. It seems that it has now spilled into Wayne County. There was a certificate of judgement filed with Wayne County common pleas court. At least one property named specifically, 142 East Liberty Street, that was actually mortgage to get part of the loan that is in the judgement.

MAYOR'S REPORT

Mayor Wheeler stated that PC Seniors annual BBQ dinner will be held at the Port Clinton Moose Lodge on Sunday, March 13th, 2016, at 11:30 am to 2 pm. Tickets will be \$9 in advance and \$10 at the door. The Senior Resources March for Meals will be happening March 14th through March 31st. They will have a first ever volunteer orientation on March 9th, 2016. Received an OSS Grant for the \$8500 for last year. We used that to buy picnic tables and park benches for around the basketball court and Waterworks Park.

AUDITOR'S REPORT

Mr. Hatfield stated that tonight there are two ordinances tonight that have amendments. First ordinance is 2-16 which talks about the grant application for Ohio Department of Transportation Small Cities Fund programs. Looked at combining projects which is the amendment. Second amendment is to ordinance 5-16 which talks about exempt employee salaries and fringed benefits. We changed two sections within this ordinance. First is the section that talks about residency. This was changed to allow exempt employees to not only be a resident of Ottawa county but contingent counties as well. Second amendment to the ordinance is the section that talks about payouts for sick leave after retirement. This was changed to match contracts that were recently modified.

TREASURER'S REPORT

None

LAW DIRECTOR REPORT

None

SAFETY SERVICE DIRECTOR REPORT Not present

POLICE CHIEF REPORT None

FIRE CHIEF REPORT None

CORRESPONDENCE None

THIRD READINGS None

SECOND READINGS

RESOLUTION 16-1: A RESOLUTION AUTHORIZING SALE OF PERSONAL PROPERTY BY INTERNET AUCTION

With no action taken this has been moved to March 8th, 2016, for the third reading.

RESOLUTION 16-2: A RESOLUTION DECLARING IT NECESSARY TO RENEW AN EXISTING 1.9-MIL LEVY AND REQUESTING THE OTTAWA COUNTY AUDITOR TO CERTIFY THE TOTAL CURRENT TAX VALUATION OF THE CITY AND THE DOLLAR AMOUNT OF REVENUE THAT WOULD BE GENERATED BY THAT RENEWAL LEVY, PURSUANT TO SECTION 5705.19 OF THE REVISED CODE AND DECLARING AN EMERGENCY

Mr. Taroli motioned to waive the third reading of this ordinance waived; Seconded by Mrs. Sarty. Mr. Taroli stated that this is the first step to get the renewal onto the ballot in November. Results of a voice roll call are as follows: Below, yes; Sarty, yes; Gillman, yes; Tarolli, yes; Hickman, yes; Phillips, yes and Freedman, yes. With all those in favor, the motion passed.

Mr. Taroli motioned to retain the emergency clause; seconded by Ms. Phillips. Results of a voice roll call are as follows: Below, yes; Sarty, yes; Gillman, yes; Tarolli, yes; Hickman, yes; Phillips, yes and Freedman, yes. With all those in favor, the motion passed.

Mr. Taroli motioned to adopt resolution 16-2; seconded by Ms. Phillips. Results of a voice roll call are as follows: Below, yes; Sarty, yes; Gillman, yes; Tarolli, yes; Hickman, yes; Phillips, yes and Freedman, yes. With all those in favor, the motion passed.

RESOLUTION 16-3: RESOLUTION DECLARING THE NECESSITY OF CONSTRUCTING A SIDEWALK ALONG WEST LAKESHORE DRIVE IN THE CITY OF PORT CLINTON AND REQUIRING THE ABUTTING PROPERTY OWNERS TO CONSTRUCT THE SAME AND DECLARING AN EMERGENCY

With no action taken this has been moved to March 8th, 2016, for the third reading.

ORDINANCE 2-16: AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF SAFETY AND SERVICE TO PREPARE AND SUBMIT AN APPLICATION TO PARTICIPATE IN THE OHIO DEPARTMENT OF TRANSPORTATION SMALL CITIES FUND PROGRAM(S) AND TO EXECUTE CONTRACTS AS REQUIRED AND DECLARING AN EMERGENCY

Mrs. Sarty motioned to amend paragraph two to include the wording “and to Second Street from its intersection with Jefferson Street to its intersection with the west right of way line of Adams Street”. Also to amend section three to add “and from the Main Thoroughfare fund, Second Street Reconstruction Fund, Account No. 241-0645-59101”. Seconded by Mr. Taroli. Results of a voice roll call are as follows: Below, yes; Sarty, yes; Gillman, yes; Tarolli, yes; Hickman, yes; Phillips, yes and Freedman, yes. With all those in favor, the motion passed.

Mrs. Sarty made a motion to waive the three required readings; seconded by Mr. Taroli. Mrs. Sarty added that it is time sensitive as it is due March 1st, 2016. Results of a voice roll call are as follows: Below, yes; Sarty, yes; Gillman, yes; Tarolli, yes; Hickman, yes; Phillips, yes and Freedman, yes. With all those in favor, the motion passed.

Mrs. Sarty made a motion to retain the emergency clause; seconded by Ms. Phillips. Results of a voice roll call are as follows: Below, yes; Sarty, yes; Gillman, yes; Tarolli, yes; Hickman, yes; Phillips, yes and Freedman, yes. With all those in favor, the motion passed.

Mrs. Sarty made a motion to adopt ordinance 2-16; seconded by Ms. Phillips. Results of a voice roll call are as follows: Below, yes; Sarty, yes; Gillman, yes; Tarolli, yes; Hickman, yes; Phillips, yes and Freedman, yes. With all those in favor, the motion passed.

ORDINANCE 4-16:

AN ORDINANCE REVISING AND FIXING THE SALARIES OF CERTAIN SUPERVISORY POSITIONS CLASSIFIED AS NON-EXEMPT EMPLOYEES OF THE CITY OF PORT CLINTON, OHIO, NOT COVERED BY A COLLECTIVE BARGAINING AGREEMENT AND REPLACING ANY PREVIOUS ORDINANCES REFERENCING SALARIES FOR CERTAIN NON-EXEMPT EMPLOYEES, AND DECLARING AN EMERGENCY

With no action taken this has been moved to March 8th, 2016, for the third reading.

ORDINANCE 5-16:

AN ORDINANCE REVISING AND FIXING THE SALARIES AND BENEFITS OF CERTAIN SUPERVISORY POSITIONS CLASSIFIED AS EXEMPT EMPLOYEES OF THE CITY OF PORT CLINTON, OHIO, AND DECLARING AN EMERGENCY

Mr. Below made a motion to amend ordinance 5-16. Amendment to Section 4, subsection C is as follows "Residency. Pursuant to RC 735.01, the Safety Service Director shall become a resident of the City with six months after his appointment. Residency for other exempt employees shall be in Ottawa County or any of the contiguous counties". Also section 7 as follows "shall be entitled to be paid fifty percent (50%) of his/her accumulated unused sick leave up to maximum accumulation of 1,500 hours. The maximum hours of accumulated sick leave which shall be paid is 750 hours." Seconded by Mr. Freedman. Results of a voice roll call are as follows: Below, yes; Sarty, yes; Gillman, yes; Tarolli, yes; Hickman, abstained; Phillips, yes and Freedman, yes. The motion passed.

With no further action taken this has been moved to March 8th, 2016, for the third reading.

FIRST READINGS

ORDINANCE 6-16

AN ORDINANCE MAKING APPROPRIATIONS FOR CURRENT EXPENSES AND OTHER EXPENDITURES OF THE CITY OF PORT CLINTON, COUNTY OF OTTAWA, STATE OF OHIO, DURING FISCAL YEAR ENDING ON DECEMBER 31, 2016.

With no action taken this has been moved to March 8th, 2016, for the second reading.

ORDINANCE 7-16

AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF SAFETY AND SERVICE AND THE CITY AUDITOR TO ENTER INTO AGREEMENTS FOR THE ACQUISITION OF TWO DUMP TRUCKS AND RELATED NECESSARY EQUIPMENT BY LEASE/PURCHASE, AND DECLARING AN EMERGENCY.

Mr. Taroli motioned to waive the three readings of Ordinance 7-16; seconded by Mrs. Sarty. Mr. Taroli stated that he has talked to Mr. Hauberman and he has done his homework regarding these two dump trucks. They are the last 2015 dump trucks in the state. Mr. Hatfield states that the two dump trucks would cost a total of \$90,000. Reason for the ordinance is we are looking into a 5-year term lease agreement with a maximum annual payment of \$11,000. We will also be retiring two dump trucks out of our current fleet that have out grown their useful life. If Resolution 16-1 passes it

will allow us to put those trucks on government deals where we could try and regain some of those cost. Per Mr. Hatfield in talking with Mr. Hauberman he estimates that they would bring anywhere for \$10,000 to \$30,000, which would go towards at least on annual payment. Results of a voice roll call are as follows: Below, yes; Sarty, yes; Gillman, yes; Tarolli, yes; Hickman, yes; Phillips, yes and Freedman, yes. With all those in favor, the motion passed.

Mr. Taroli made a motion to retain the emergency clause; seconded by Mrs. Gillman. Results of a voice roll call are as follows: Below, yes; Sarty, yes; Gillman, yes; Tarolli, yes; Hickman, yes; Phillips, yes and Freedman, yes. With all those in favor, the motion passed.

Mr. Taroli made a motion to adopt Ordinance 7-16; seconded by Ms. Phillips. Results of a voice roll call are as follows: Below, yes; Sarty, yes; Gillman, yes; Tarolli, yes; Hickman, yes; Phillips, yes and Freedman, yes. With all those in favor, the motion passed.

BUSINSS FROM THE FLOOR

Ms. Phillips stated much of the work is done for all members of council is done in committee. We as councilman get all this paperwork from these committees through our email before our council meetings. Once in a while something comes up that needs to be added on the evening of meetings.

Mr. Below the planning development committee will meet next Tuesday, March 1st, 2016, across the hall. We expect a discussion with the Ottawa County Improvement Corporation director and Port Clinton Chamber of Commerce/Port Clinton Main Street director regarding business recruitments efforts for the City of Port Clinton. Finance committee met last week and hard copies of minutes were distributed. Please get back to him regarding any questions or edits. Would like to get them approved at the next council meeting. Mr. Below stated that he has taken notice of and care a lot about is downtown and trees specifically. He has had some discussions with some members of the tree commission and the Mayor regarding Second Street and that there are no cutouts for trees. He hoping that we can get around this issue when we do Madison Street.

Mrs. Gillman stated that this Thursday, February 25th, 2016, Mr. Taroli and herself will be at the Ida Rupp Library for an open forum for anyone. Please bring your questions or concerns. Also a reminder that the Burning Snowman is this Saturday, February 27th, 2016.

Mr. Tarolli had no report

Mrs. Hickman had no report.

Mr. Freedman also stated that the Burning Snowman is this weekend. Also stated that hopefully next council can do its best to and get it in town.

Mrs. Sarty stated that next infrastructure meeting is March 1st, 2016, at 6:30pm. The next parks and rec meeting will be March 8th, 2016, at 6:30pm. Also has been asked by the deputy auditor to announce that the annual Easter egg hunt will be March 19th, 2016, at Waterworks Park and no time has been decided yet. They are hoping for local businesses/organizations/individuals to donate. They are asking for any monetary donation or prefilled plastic eggs. Spoke in regards to taxes in Port Clinton. In Port Clinton we have 3,346 parcels that have taxes collected on them. Out of that agricultural there are 8, residential with condos there are 2,986, commercial is 346 and industrial there are 6. Resident only is 2,311 and Condos is in the city limits is 675 and of that with the total delinquency the condos are 1.6% of our delinquency for Ottawa Country.

Mr. Below states that he looks forward to working with Mr. Freedman on the planning and development committee. States that the Burning Snowman committee is welcome to come and give us their pitch for next year.

With no further business to discuss Ms. Phillips made a motion to adjourn, seconded by Mr. Taroli. With all those in favor, the meeting was adjourned at 8:07 p.m.