

VILLAGE OF MARBLEHEAD REGULAR COUNCIL MEETING HELD JULY 13, 2022

Mayor Bird called the meeting to order at 6:00 p.m. and opened with the Pledge of Allegiance.

ROLL CALL AND ATTENDANCE

Answering roll call were Lynn App, Dean Dorko, Angie Kukay, Duane Myers and John Starcher. Maryann Sauvey was excused.

Also present were Fiscal Officer Rhonda Sowers, Solicitor Jim Barney, Police Chief Kenn Thellmann, Street Commissioner Bryan Lucas and Zoning Administrator Bob Hruska.

Visitors in attendance were Lou Cardinale, Jackie Cardinale, Dale Harwood, Karyn Harwood and Joe Gouker.

MINUTES

Council approved minutes of the June 22, 2022 regular meeting as submitted.

VISITOR COMMENTS

There were no visitor comments.

LEGISLATION

President Pro Tem Starcher read the following legislation by title only:

- A. **RESOLUTION NO. 10-2022** – A Resolution Adopting the Federally Approved Ottawa County Multijurisdictional Natural Hazard Mitigation Plan and Declaring an Emergency.

Motion to waive three readings on three separate occasions made by Mr. Dorko and seconded by Mr. Myers. Vote: Mr. App-yes, Mr. Dorko-yes, Mrs. Kukay-yes, Mr. Myers-yes, Mr. Starcher-yes. Motion carried.

Motion to retain the emergency clause made by Mrs. Kukay and seconded by Mr. App. Vote: Mr. App-yes, Mr. Dorko-yes, Mrs. Kukay-yes, Mr. Myers-yes, Mr. Starcher-yes. Motion carried.

Motion to adopt Resolution No. 10-2022 made by Mr. Myers and seconded by Mr. Dorko. Vote: Mr. App-yes, Mr. Dorko-yes, Mrs. Kukay-yes, Mr. Myers-yes, Mr. Starcher-yes. Motion carried.

REPORTS

Solicitor

Mr. Barney said he and Mr. Hruska have been consulting on various options to include in updated flood damage reduction legislation which makes it possible for property owners to obtain flood insurance. Mr. Hruska, who serves as the village's flood plain administrator, then explained the recommended options. Based on the discussion which followed, Mr. Barney will prepare legislation for council's consideration.

Safety/Insurance Committee

Mrs. Kukay updated council on lighthouse bicentennial activities.

Beautification/Parks/Cemetery Committee

Mr. App plans to schedule a committee meeting in the near future to discuss park improvements.

Streets/Sidewalks/Sewer Committee

Mr. Myers spoke with Village Engineer Craig Claar who has had difficulty contacting contractor Ed Burdue to schedule a kickoff meeting for the Elliott Street improvements.

Utilities/Ferries/Waterfront Committee

Mr. Dorko reported on the July 12 BPA meeting where the board accepted the resignation of Jaime Mendoza effective July 6, 2022 and appointed Jim Warner who will replace Mr. Mendoza as Assistant Chief Operating Engineer as of August 1; learned that OWDA will meet July 28 to finalize the loan for engineering to design the Johnson's Island waterline extension; and met with an engineer from Equity Lifestyle Properties, owner of Bay Point to learn about planned improvements at the resort.

Annexation/Subdivision/Planning Commission Committee

No report.

Finance Committee

Mr. Starcher had nothing to report.

Fiscal Officer

Mrs. Sowers reported receiving the second tranche of ARPA funds.

Street Commissioner

Mr. Lucas had nothing to report.

Police

Chief Thellmann submitted a written report of recent police activity. The chief also questioned current personnel policy regarding footwear for his department and asked that the policy be revised.

Zoning Administrator

Mr. Hruska reviewed changes the Planning Commission suggests for proposed zoning text amendments regarding residential lot density. The changes were the result of further discussions with council.

OLD BUSINESS

- A. **Ottawa County Park District Grant for Radar Park** – Mrs. Sowers announced that the village was awarded a \$15,000 Parks and Trail Improvement Grant administered by the Ottawa County Park District. The grant will be used to convert the block building at Radar Park to a welcome center. Mrs. Sowers added that architect Joe Vetter, who prepared the original plans for the building in 2019, has submitted a proposal to provide the detailed design and bidding services. This proposal will be reviewed by the parks committee which will then make a recommendation to council for final action. Per the grant terms, the project must be completed within one year.

- B. **Water Rate Study** – At the request of council Mayor Bird will schedule a special meeting with representatives of CT Consultants to review the water rate study.

NEW BUSINESS

- A. **Recommendation for final appointment of Police Officer Michael Scherer** – On the recommendation of Mayor Bird and Chief Thellmann, Mr. Starcher moved to approve the final appointment for Police Officer Michael Scherer following successful completion of his probation period on July 11, 2022. Second by Mr. Dorko. Vote: Mr. App-yes, Mr. Dorko-yes, Mrs. Kukay-yes, Mr. Myers-yes, Mr. Starcher-yes. Motion carried.
- B. **Resignation of Officer Alex File** – Mr. Myers moved to accept the resignation of part-time Police Officer Alex File effective July 16, 2022 and authorize Chief Thellmann to fill the open position. Second by Mrs. Kukay. Vote: Mr. App-yes, Mr. Dorko-yes, Mrs. Kukay-yes, Mr. Myers-yes, Mr. Starcher-yes. Motion carried.
- C. **Discussion on Ohio's new fireworks law** – Mayor Bird presented information on a new fireworks law which went into effect this year that allows certain classes of fireworks to be discharged by the public in conjunction with nine different holidays. The mayor added that a number of communities are choosing to exercise their home rule authority and ban the discharge of fireworks by anyone other than licensed fireworks exhibitors within their jurisdiction. A lengthy discussion followed. Council would like specific information on which fireworks are classified as 1.4g and which are 1.3g before deciding.
- D. **Discussion on renewal/replacement of 5-year tax levy for current expenses** – Mrs. Sowers informed council that 2022 is the final year of collection for the 5-year, 2.2 mill levy for current expenses. A renewal or replacement of this levy will need to go on the ballot either this November or at an election in 2023 in order to continue receiving these operating funds. Following discussion, council decided to wait until 2023 to place the issue on the ballot.
- E. **Council authorization to continue membership in the Ottawa Regional Planning Commission** – Mr. Starcher moved to continue membership in the Ottawa Regional Planning Commission at a cost of \$541.80. Second by Mrs. Kukay. Vote: Mr. App-yes, Mr. Dorko-yes, Mrs. Kukay-yes, Mr. Myers-yes, Mr. Starcher-yes. Motion carried.

EXECUTIVE SESSION

Mrs. Kukay moved to go into executive session at 6:50 p.m. to consider appointment of a public employee. Second by Mr. App. Vote: Mr. App-yes, Mr. Dorko-yes, Mrs. Kukay-yes, Mr. Myers-yes, Mr. Starcher-yes. Motion carried.

Mayor Bird reconvened the meeting at 7:22 pm.

Mr. Starcher moved to call a special meeting at 6:00 pm on July 21, 2022 for the purpose of conducting an executive session to consider appointment of a public employee. Second by Mrs. Kukay. Vote: Mr. App-yes, Mr. Dorko-yes, Mrs. Kukay-yes, Mr. Myers-yes, Mr. Starcher-yes. Motion carried.


AUTHORIZE PAYMENT OF BILLS

Motion to authorize payment of bills totaling \$84,154.58 including June payroll was made by Mr. Starcher and seconded by Mr. Dorko. Vote: Mr. App-yes, Mr. Dorko-yes, Mrs. Kukay-yes, Mr. Myers-yes, Mr. Starcher-yes. Motion carried.

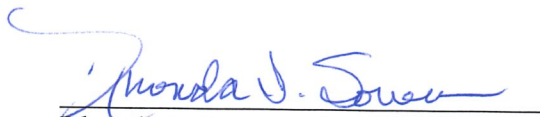
ADJOURNMENT

Motion to adjourn made by Mrs. Kukay and seconded by Mr. Starcher. Meeting adjourned by unanimous vote at 7:23 p.m.

APPROVED:


Jacqueline A. Bird, Mayor

Attest:


Rhonda I. Sowers, Fiscal Officer