

Held

December 3,

12

20

Mayor Conley called the regular meeting of Council to order at 7:00 pm with the Pledge of Allegiance. Roll call was requested with the following members present: Don Douglas, Angela Petersen, Jon Fickert, Jim Seaman, and Donna Wendt-Elliott. Bill Eberle was excused.

Minutes of the November 19, 2012 meeting stand approved with the following correction: Under Utilities Committee: Mr. Pauley reviewed the process in determining and adjustment on utility billing accounts should read, "Mr. Pauley reviewed the process in determining an adjustment on utility billing accounts."

Minutes for Public Hearing held on November 19, 2012 stand approved with the following correction: In Public attendance Jerry, Neff will read, "Jerry Neff."

Privileges of the Floor:

Paul Druckenmiller with Druckenmiller Agency updated Council on the renewal of the health insurance package for the employees. Mr. Druckenmiller informed Council that all Village employees updated their individual medical history through the Form Fire program. Mr. Druckenmiller said that the Village's current health insurance carrier, Medical Mutual had a rate reduction of approximately 5.5% from a year ago. Mr. Druckenmiller recommended that Council stay with Medical Mutual. Mr. Druckenmiller stated that there was no working group put in place this year as the rate reduction proved that there would not be a need for the working group. Mr. Douglas asked Mr. Druckenmiller if Fiscal Officer, Debbie Carpenter had everything that was needed to comply with the Health Care Reform compliance. Mr. Druckenmiller stated that he did give the information that was needed for the Health Care Reform compliance to Debbie Carpenter.

Adam Snyder addressed Council regarding the recent zoning change for 127 & 133 S. Locust Street. Mr. Snyder presented a letter requesting a 30 day postponement on the pending rezoning of 127 & 133 S. Locust Street. Mr. Snyder also wanted to inform Village Council that the referred to 127 & 133 S. Locust Street, (Gordon Lumber building) is under a purchase agreement. Mr. Snyder stated he was asking for the postponement due to the fact that he doesn't want the rezoning to affect the new owner's business options. Mr. Snyder presented Village Council with another letter from his attorney, Sarah Nation regarding the Public Hearing on 127 & 133 S. Locust Street. Mr. Snyder stated that the letter was confirming what he said in the Public Hearing regarding the signing of permits for 127 & 133 S. Locust Street. Mr. Snyder felt that during the Public Hearing, Mr. Fickert was pressuring him to sign paperwork without his attorney present. Mr. Snyder stated that he was not trying to stall the process or delay the process, his attorney was hired to check the paperwork out. Mr. Snyder said that he wanted his attorney to review the paperwork. Mr. Fickert said he was only giving Mr. Snyder his options for the permits. Mayor Conley referred to Village Solicitor, John Kocher to address the issue of the postponement. Mr. Kocher explained that Council has before them the first reading of three readings on the rezoning ordinance. If Council does the first reading and doesn't take any action, then Council would have two more readings, after that time they would need to take action. At that time Council could deny the request. Mr. Kocher said that there is some time and rather than stop the process, Mr. Kocher suggested that Council continue the three reading process until Mr. Snyder figures out which direction he would like to head. Mr. Snyder said that whatever the person purchasing the property decides that Council can still go ahead with their decision on the rezoning. Mayor Conley informed Mr. Snyder that the second meeting in December would probably be cancelled, the second reading of the rezoning ordinance would be the first meeting in January, with the third reading being the second meeting in January. Ms. Wendt-Elliott inquired about the outstanding permits pertaining to the property. Mr. Pauley informed Council that Mr. Snyder was in this past Friday and signed the necessary paperwork for the demolition permit.

Mayor's Report: Mayor reported that he had correspondence from the Oak Harbor Downtown Implementation Committee. Mayor Conley read the correspondence from the Oak Harbor Downtown Implementation Committee. The Downtown Implementation Committee will be sending out this letter seeking sponsors for the streetscape items to help defray the costs of the new benches, flowerpots and trash cans for the Oak Harbor community. The letter further states that the goal is to have the items in place by spring 2013.

RECORD OF PROCEEDINGS
OAK HARBOR COUNCIL

Minutes of

Meeting

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held

December 3, 2012

Discussion followed on the number of benches, flower pots and trash cans to be purchased. Mr. Pauley stated that he contacted Barco regarding the percentage of recycled content of the items. Mr. Pauley said that some of the items may be eligible for a grant application through Solid Waste District. Operations Manager, Randy Genzman and Mr. Pauley are working together to put information together for that grant. If the items meet the recycled content Mr. Pauley will be asking Council for a resolution of support from Council as that is one of the requirements for the grant application. Mr. Pauley reported that the grant application items are due the end of January, with review in March and award, if any, would be in April. Mr. Douglas asked if the cost would be offset by the sponsorships, Mr. Pauley stated that it would. Mr. Pauley said the grant would require a 20% match and that the matched funds could be either Village funds or the sponsored funds.

Police Report – Chief Weirich handed out his monthly report. Chief Weirich said that last week the department had completed Taser Training. Chief Weirich stated that residents can now purchase 2013 dog tags. The American Legion made a donation to the Police Department for equipment. The Police Department used the donated funds to purchase the Tasers. Mayor Conley inquired about the number of calls for the Police Department for the 2012 year. Chief Weirich indicated that the calls were down in 2012 so far. Total calls are at 735, in the past they averaged 900 to 1,000 calls.

Fiscal Officer's Report: Mrs. Carpenter reported that the November financial reports have been distributed.

Income Tax Administrator's Report: November 30, 2012 Income Tax Report was distributed.

Village Administrator's Report: Mr. Pauley distributed his Council update report. Mr. Pauley reported that the item of interest is some of the village electric utility customers have been receiving letters from Constellation Energy regarding switching electric energy suppliers. Mr. Pauley stated that the letters do not apply to Village of Oak Harbor Public Power customers. Mr. Pauley further stated that as a MUNI, the Village is not a part of a switch program. Mr. Douglas asked for further detail on item 4 on Mr. Pauley's report, pertaining to Portage Fire District meeting with a consultant from Bird-Houk for potential grant application thru Ohio Department of Natural Resources. Mr. Pauley turned the question over to Mayor Conley for further comment. Mayor Conley stated that the Ohio Department of Natural Resources has a grant that is 100% reimbursement, and that the Village would have to up front the monies with being reimbursed through the grant. This would be for a hand launch down by the river. Mayor Conley invited the Portage Fire District to meet at the river site to look at the site as the Fire Department would need to use the access for their pumper. Mayor Conley stated that it might be possible to work together with the Fire Department in obtaining a permit to do something down at the river as a joint entity. Also in applying for the grant the Mayor feels that the Village would get a better point system if applying with another entity jointly.

Solicitor's Report: In the absences of Mr. Barney, Mr. Kocher was the representative for Solicitor. Mr. Kocher had no report.

Business of the Meeting: Mr. Douglas reviewed the current renewal of the Village's health insurance. Mr. Seaman questioned if the savings would be passed on to the employee pay portion of the health insurance. Mr. Pauley said that the employee portion is based upon a percentage of the premium so the employee would experience the savings as well. Mr. Douglas motioned, seconded by Mr. Seaman to accept the Medical Mutual renewal. Mr. Douglas voted yes, Mr. Seaman voted yes, Ms. Wendt-Elliott voted yes, Mr. Fickert voted yes, and Mrs. Petersen voted yes. Motion carried.

Third reading of Ordinances and Resolutions:

Resolution No. 12-2012, A resolution to make temporary appropriations for current expenses and other expenditures of the Village of Oak Harbor, State of Ohio, for the period January 1, 2013 through March 31, 2013. Mr. Seaman motioned, seconded by Mr. Fickert to adopt Resolution No. 12-2012. Mr. Seaman voted yes, Mr. Fickert voted yes, Mr. Douglas voted yes, Mrs. Petersen voted yes, and Ms. Wendt-Elliott voted yes. Resolution No. 12-2012 has passed and will be published in the Ottawa County Exponent for the next two weeks.

OAK HARBOR COUNCIL

DAYTON LEGAL BLANK, INC., FORM NO. 10148

Held _____ 20_____
 December 3, _____ 12

First Reading of Ordinances and Resolutions:

Ordinance No. 17-2012, An Ordinance to change the zoning classification of property located on Oak Harbor, Ohio commonly referred to as 127 and 133 S. Locust Street from "LI Light Industry" to "CB Central Business" and to amend the zoning map accordingly.

Tabled legislation Ordinance No. 11-2012 to remain tabled.

Council Board Representatives:

Mid County EMS – Mr. Douglas had no report.

Portage Fire District – Mr. Fickert had no report.

Planning Commission/BZA – Mr. Pauley reported the next meeting is next Monday.

Regional Water Policy Board Representative – Mr. Pauley reported the next meeting is December 19, 2012.

WORK SESSION

Mayor Conley started the work session at 7:36 p.m.

Council Committee Reports:

Finance Committee – Mr. Douglas reported that Fiscal Officer, Debbie Carpenter is currently working on the 2013 budget. Mr. Douglas reported that on the last financial reports, the finances of the Village are looking a little upside down from a year ago in relation to revenue and expenses. The Village received some late tax revenue in November which helped level out the difference. Mr. Douglas expressed concern as some of the funds received in the current year will disappear next year, as well as some other cuts and it will affect the budget figures. Mr. Pauley commented that while we are talking about the budget that Courtney & Associates presented their utility rate analysis in August. John Courtney, with Courtney & Associates recommends an adjustment on the storm drainage account. Mr. Courtney recommends that the storm drainage charge be increased from \$13.00 per month to \$14.00 per month for 2013, with raising the rates similarly for 2014, 2015, 2016 and 2017. The rate increase will need to be addressed with legislation from Council regarding the rate increases. Mayor Conley asked Mr. Pauley if Mr. Barney, Village Solicitor should work on drawing up legislation for the rate increase. Mr. Barney will be asked to draw up the necessary legislation for the rate increase.

Parks Committee – Mrs. Wendt-Elliott had no report. Mayor Conley asked about the dirt being dumped at the Adolphus Kraemer Park. Mr. Pauley said that the ground was settling at the park and needed to be filled. Mr. Pauley stated that the dirt was from a house being built in the area and was donated to the Village.

Rules of Council & Personnel Policies Committee – Mr. Seaman reported in the Council packets there was a proposal for the changes to the Policy and Procedures Manual. This change is for the mileage reimbursement. The change is to give the employees, council members and other appointed officials the option to use their personal vehicles for travel. Mr. Seaman pointed out that the incentive to use Village vehicle is still there, but if they chose to use their personal vehicle, they will be only reimbursed for 50% of the IRS allowable rate. Mr. Seaman pointed out that it has not been decided what would be done with the Village vehicle at this time. Mayor Conley spoke with Mr. Pauley about having the Village vehicle inspected. Mayor Conley stated that the Village vehicle should be used for around town travel, or within a fifty mile radius.

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Minutes of

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Mayor Conley asked Council for input on changing the agenda under Privileges of the Floor. Discussion followed as to how notification is given to be put on the agenda, and as to what topics would be discussed. It was decided that Privileges of the Floor be left on the agenda and notification should be given to the Fiscal Officer or the Mayor for an individual to be placed on the agenda under Privileges of the Floor.

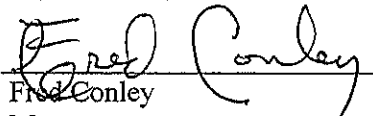
Other Business: Mayor Conley inquired if there would be any business to be taken care of for the December 17, 2012 meeting as in the past the last meeting in December has been cancelled. Discussion followed and it was decided to cancel the December 17, 2012 meeting. Ms. Wendt-Elliott motioned, seconded by Mrs. Petersen that the second Council meeting in December, 2012 be cancelled due to Christmas and meet again on January 7, 2013. Roll call Ms. Wendt-Elliott voted yes, Mrs. Petersen voted yes, Mr. Douglas voted yes, Mr. Fickert voted yes, Mr. Seaman voted yes. Motion carried.

Mr. Douglas motioned to go into Executive Session to discuss the employment of a public employee to include Council members, the Mayor and the Solicitor, seconded by Mr. Seaman. On roll call Mr. Douglas voted yes, Mr. Seaman voted yes, Mr. Fickert voted yes, Mrs. Petersen voted no, Ms. Wendt-Elliott voted yes. Council went into executive session at 7:54 p.m. Ms. Wendt-Elliott motioned to exit executive session, seconded by Mr. Seaman. On roll call Ms. Wendt-Elliott voted yes, Mr. Seaman voted yes, Mr. Douglas voted yes, Mrs. Petersen voted yes, Mr. Fickert voted yes. Council returned to regular session at 8:27 p.m. Mayor Conley announced that no decisions were made and no action was taken as a result of executive session.

Mayor Conley announced that after serving 18 years on Council and 5 years as Mayor, he will be retiring from the Mayor position effective January 31, 2013.

Mr. Douglas moved, seconded by Mr. Seaman to adjourn. With all members of Council present answering in the affirmative, meeting adjourned 8:29 p.m.


 Debbie L. Carpenter
 Fiscal Officer


 Fred Conley
 Mayor