

VILLAGE OF MARBLEHEAD REGULAR COUNCIL MEETING HELD JANUARY 11, 2023

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, Maryann Sauvey, and John Starcher.

Also present were Fiscal Officer Rhonda Sowers, Solicitor Jim Barney, Village Administrator Jeff White, Police Sgt. Jeremy Danklefsen, and Zoning Administrator Bob Hruska.

Visitors in attendance were Ruth App, Al Mazzeo, Lou Cardinale, Dave Reed, Dale Harwood, Karyn Harwood, Joe Gouker and Patty Gouker.

ELECTION OF PRESIDENT PRO TEM FOR 2023

Mrs. Kukay nominated John Starcher to serve as President Pro Tem of Council in 2023. Second by Mr. Dorko. There were no other nominations. Vote: Mr. App-yes, Mr. Dorko-yes, Mrs. Kukay-yes, Mr. Myers-yes, Mrs. Sauvey-yes. Motion carried. Mr. Starcher did not vote.

REVIEW RULES OF COUNCIL

Mayor Bird provided officials with copies of the draft Rules of Council. The mayor enumerated edits she made and asked that council members notify her of any additional changes. Adoption of 2023 Rules of Council is scheduled for the January 25 regular meeting.

MINUTES

Minutes of the December 14, 2022 regular meeting were approved as submitted.

VISITOR COMMENTS

Joe Gouker asked for and was given permission to hold his comments until the conclusion of the administrator's report.

STATE OF THE VILLAGE ADDRESS

Mayor Bird presented the annual State of the Village address.

LEGISLATION

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

- A. **RESOLUTION NO. 1-2023** – A Resolution Declaring Intent to Sell Personal Property by Internet Auction, Including Motor Vehicles Acquired for the use of Municipal Officers and Departments, and Road Machinery, Equipment, Tools or Supplies not Needed for Public Use, or is Obsolete or Unfit for the Use for Which it was Acquired (First reading; second reading will be January 25)
- B. **RESOLUTION NO. 2-2023** – A Resolution Authorizing the Application for a Grant from the Ohio Environmental Protection Agency for Funding Assistance to Purchase Public Water System Equipment, and Declaring an Emergency

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

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

Motion to adopt Resolution No. 2-2023 made by Mrs. Kukay and seconded by Mr. Dorko. Vote: Mr. App-yes, Mr. Dorko-yes, Mrs. Kukay-yes, Mr. Myers-yes, Mrs. Sauvey-yes, Mr. Starcher-yes. Motion carried.

C. RESOLUTION NO. 3-2023 – A Resolution Authorizing the Village Administrator to Enter into a Mutual Aid Agreement with Ohio Water/Wastewater Agency Response Network and Declaring an Emergency

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

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

Motion to adopt Resolution No. 3-2023 made by Mr. Dorko and seconded by Mrs. Kukay. Vote: Mr. App-yes, Mr. Dorko-yes, Mrs. Kukay-yes, Mr. Myers-yes, Mrs. Sauvey-yes, Mr. Starcher-yes. Motion carried.

REPORTS

Mayor

- Mayor Bird extended an invitation to the Boytim family to attend the next regular council meeting where council will recognize Robert Boytim for his many years of continuous service as an elected village official.
- The mayor took a moment to recognize recent milestone birthdays for Solicitor Barney, Councilmen Starcher and Dorko and Administrator White.

Administrator

Mr. White reported on the following:

- Still working on costs to modernize the IT system.
- Finance Committee will meet at 5:15 pm on January 23 to discuss the final draft of the rate analysis.
- The developer of Waterview at Bay Point entered into an agreement with the village last summer to complete long promised waterline improvements at Bay Point Resort by December 31, 2022. Work was not completed and the required bond was not posted. Solicitor Barney has been in contact with the developer in an effort to resolve the matter.
- Ohio EPA submitted a list of environmental tasks which need to be completed prior to commencement of construction of the south water tower on Bayshore Road. One requirement is to conduct a meeting to explain the project and receive public input. The others are to screen the property for compliance with environmental regulations and any impact construction could pose to state or federally endangered species. Because these tasks were not included in the scope of services for CT Consultants, Mr. White will seek proposals from consultants for these services.

- A project planning session will be scheduled with village officials regarding the Johnson's Island waterline project. Project engineer Dan Barr has not yet returned a call regarding questions Joe Gouker presented at the last council meeting.
- Ohio EPA requires the village to have a general plan of action in the event of contamination from a harmful algal bloom. The procedures must include three alternate sources of drinking water should the plant be shut down. Because one alternate source is to purchase water from the Regional Water System, the village needs to formalize an agreement with the county for emergency use. Council authorized Mr. White to work with the Ottawa County Sanitary Engineer to prepare an agreement for council approval.
- James Park playground turf material has been secured under a heavy, opaque tarp to protect it from weather and sunlight until it can be installed in the spring. The other equipment was moved into the shelter house for the winter.
- The National Park Service has given conditional approval for the Radar Park welcome center project. Before proceeding, NPS needs additional information including detail about future use of the building because they did not seem amendable to having the site staffed by an outside organization such as the chamber of commerce. In addition, the village will need to coordinate the project with the state's historic preservation office and hold a well-advertised public meeting to obtain public input on the project. These additional requirements will delay a construction start date and jeopardize the \$15,000 Ottawa County Park District grant which is contingent upon the project being completed by July 1, 2023. Not completing this project could impede any future district grant applications. Mrs. Sowers added that a current round of funding for the Park District is now available and asked if Council would like to decline the welcome center grant before applying for a new round of funding on a different project. Mrs. Sowers was asked to first see if the 2022 grant can be applied to a different purpose and if not then decline the amount.
- Following discussion at the last council meeting regarding the request from CT Consultants for an additional \$58,900 to separate and bid the Church Street improvements from the combined Church and Elliott Street design, Mr. White and Mrs. Sowers spoke with the CT Consultants project manager who submitted a revised proposal of \$39,000. Noting most of this work was done under the original contract, Council members feel this additional fee is still unreasonable and asked that a representative from CT Consultants attend the next council meeting to explain the rationale for this proposal.
- Information about preventive pavement treatments that could help to prolong the life of recently paved roads is being obtained.
- Many storm drains need to be cleaned and/or replaced. Mr. White will be meeting with ODOT officials soon and will ask about responsibility for the storm drains along Main Street which is a state highway.

Visitor Comments following Administrator Report

Joe Gouker continues to be concerned about the schedule for the Johnson's Island waterline project. Mrs. Sowers agreed to provide him a copy of current invoicing which indicates the percentage of work completed to date. Mr. Gouker believes previous village waterline extensions included a tap to each buildable lot and would like to have the same done on Johnson's Island. He is concerned that Bob McNutt of CT Consultants discouraged taps at each lot saying it would cause stagnant water in the lines. Mr. Gouker would like to know from the project engineer Dan

Barr if this is the case. Mr. Gouker also expressed concern that delays in the project could result in higher construction costs and interest rates so he would like to see things progressing.

Solicitor

Mr. Barney had nothing to report.

Safety/Insurance Committee

Mrs. Kukay had nothing to report for her committee but did state that Lorrie Halblaub presented her with several ideas for Radar Park which included removing the trees at the back of the property so there is a view of the quarry and adding an electric car charging station for both residents and tourists to use. Mrs. Kukay also reminded council that the sidewalk on Boytim's curve is in need of repair.

Beautification/Parks/Cemetery Committee

Mr. App said he hopes to schedule a committee meeting soon to discuss grant opportunities and projects for this year.

Streets/Sidewalks/Sewer Committee

Mr. Myers had nothing to report.

Utilities/Ferries/Waterfront Committee

Mr. Dorko had nothing to report.

Annexation/Subdivision/Planning Commission Committee

Mrs. Sauvey had nothing to report.

Finance Committee

Mr. Starcher had nothing to report.

Fiscal Officer

Mrs. Sowers had nothing to report.

Zoning Administrator

Mr. Hruska had nothing to report.

Police

Sgt. Danklefsen submitted a summary of activity for the period Dec. 14, 2022 – Jan. 11, 2023 as well as an annual summary for 2022. In addition, he advised that non-working streetlights have been reported to Ohio Edison and K9 Luke is being treated for thyroid related health issues.

OLD BUSINESS

- A. **Proposed modification from CT Consultants for Church & Elliott Street** – This item was addressed in the Administrator's report.
- B. **Status of Bay Point Acquisitions metering agreement** – Mr. Barney spoke recently with John Murphy of Bay Point Acquisitions who stated he is having difficulty obtaining a bond for the Bay Point waterline improvement he agreed to complete. Following discussion, council agreed that no new water meters will be set in the Waterview at Bay Point development until the Bay Point Resort work is completed which includes abandoning the six-inch waterline and master meter at the resort.
- C. **Rate Study** – This item was addressed in the Administrator's report.

NEW BUSINESS

- A. **2023 Personnel List and Committee Assignments** – Mayor Bird distributed an updated village personnel list and committee assignments for 2023. Following conversations with the administrator, she revised committees and assigned members as follows: **Zoning** (Planning Commission/Annexation/Waterfront): Maryann Sauvey (Chair), Angie Kukay, Dean Dorko **Parks, Cemetery and Tree Commission**: Lynn App (Chair), Duane Myers, Maryann Sauvey; **Infrastructure** (Streets, Sidewalks, Sewer/Water): Dean Dorko (Chair), Duane Myers, John Starcher; **Finance & Appropriations**: John Starcher (Chair), Dean Dorko, Lynn App; **Personnel** (HR/Handbook/Insurance/Safety): Angie Kukay (Chair), Lynn App, Maryann Sauvey; **Legislative** (Legal/Policy & Procedures/Records): Duane Myers (Chair), Angie Kukay, John Starcher.
- B. **Grant Opportunities** – Council received notice of two local grant opportunities currently accepting applications. The Ottawa Sandusky Seneca Joint Solid Waste District has re-established its grants for recycling programs or purchase of recycled products. This grant can be used for projects or materials up to \$10,000 with a 25% local match required. Filing deadline is January 31 for the first round of funding and June 30 for the second round of funding this year. The second opportunity is through the Ottawa County Parks District with a filing deadline of February 24. Applications for both grants require legislative approval. Council agreed to have legislation drawn up for the next regular council meeting and asked that the Parks Committee convene to make a recommendation on proposed projects and/or equipment for funding.
- C. **IT System modernization** – This item was addressed in the Administrator's report.

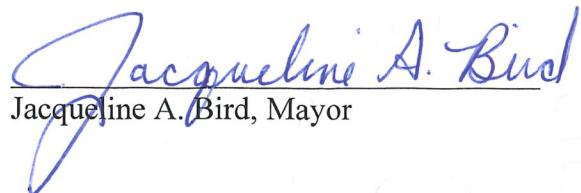
AUTHORIZE PAYMENT OF BILLS

Motion to authorize payment of bills totaling \$390,895.14 was made by Mr. Dorko and seconded by Mrs. Kukay. Vote: Mr. App-yes, Mr. Dorko-yes, Mrs. Kukay-yes, Mr. Myers-yes, Mrs. Sauvey-yes. Motion carried. Mr. Starcher abstained.

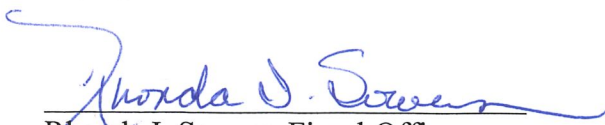
ADJOURNMENT

Motion to adjourn made by Mrs. Kukay and seconded by Mr. Starcher. Meeting adjourned by unanimous vote at 7:29 p.m.

APPROVED:


Jacqueline A. Bird, Mayor

Attest:


Rhonda I. Sowers, Fiscal Officer