

**PORT CLINTON CITY COUNCIL MINUTES
REGULAR MEETING**

The regular meeting of the Port Clinton City Council held in the Linda Hartlaub City Hall Chambers. Lisa Sarty, President of Council, presided and the meeting opened at 6:00 p.m.

The roll was called and the following council members were present: Margaret Phillips, Pat Hovis, Beth Gillman, Jerry Tarolli, Kelly Gangle, Roseann Hickman and Richard Morgan.

Ms. Phillips moved to approve regular meeting minutes for October 11, 2022; seconded by Mrs. Hickman. All agreed.

The chair notes certification had been received regarding the compliance with the rules and notification of this meeting.

GUEST PRESENTATION None

PUBLIC COMMENT *Paul Thatcher, 912 E. Perry Street, Port Clinton, Ohio*

Inquired if anything has been considered on the proposal he provided Mr. Colston and Mrs. Gangle for the sand that comes from the beach across Perry Street to the private properties (specifically from Lakeview Park to Oak Street).

Mr. Colston advised he has contacted the US Fish & Wildlife Service to provide suggestions on grasses that would aid in preventing the sand from blowing across the road. In addition to contacting Tom Evans of Masonry Construction on the cost to extend the brick wall as well. Also, stated the City will refrain from grooming the beach towards the road to prevent further softening of the sand.

Meg Blackburn, 908 E. Perry Street, Port Clinton, Ohio

Wetlands Project along Perry Street:

Inquired if the 3’ growth that is not allowed per the covenant doesn’t include weeds?

Ms. Shenker advised that the 3’ growth pertains to shrubbery only.

Terri Mosser, 802 E. Perry Street, Port Clinton, Ohio

Thank you for all that everyone does for the City, it has come a long way.

Thank you Mrs. Gangle for listening to our concerns regarding the wetlands.

Advised that the land across the street from her (0 E. Perry Street) was donated to the City of Port Clinton in 1961 with a covenant (from Hayes to Maple Street) with conditions to follow.

She and others attending feel that many conditions are not being followed:

- Shrubbery is not to exceed 3'
- Nothing to be erected.
- Mounds were put in when the fence went up.

Mr. Colston advised that the Army Corp of Engineers require the fence to prevent access to the wetlands and allow the newly planted plants to take root. The City is not allowed to go in and trim the weeds. Mr. Colston anticipates that in the spring of 2023, the Army Corps of Engineers will examine the established plants and advise when the fence can be removed. The US Fish & Wildlife Service has an agreement with the City for five years to groom and maintain the wetlands once it is completed.

Ms. Shenker advised in 2015, an Environmental Covenant with the Army Corp of Engineers was created. If we violate this covenant, the City will be fined a lot of money. This project has been going on for many years. We must see the project through. The Army Corp of Engineers, City of Port Clinton, and additional funding sources have put a lot of money towards this project.

On October 23, 2009, a quick claim deed was created by the Trust of Public Land to transfer 0 E. Perry Street to the City of Port Clinton; that included a covenant.

Dave Buehler, 910 E. Perry Street, Port Clinton, Ohio

Inquired if treating the phragmite is in the future budget?

Mr. Colston advised that yes, US Fish & Wildlife Services will be addressing that.

PRESIDENT OF COUNCIL

November 8, 2022, Port Clinton City Council meeting will be changed to Wednesday, November 9, 2022, due to it being Election Day.

December 27, 2022, Port Clinton City Council meeting will be changed to Tuesday, December 20, 2022, due to the Christmas holiday.

One new ordinance and one resolution this evening:

- Ordinance 34-22: Finance committee have already discussed this ordinance. Administration requests that Council consider passing on the first reading; due to time sensitivity.
- Resolution 22-7: Administration requests that Council consider passing on the first reading; due to time sensitivity.
- Ordinance 33-22: Safety & Service Committee have discussed this ordinance. Administration requests that Council consider passing on the second reading; due to time sensitivity.

MAYOR'S REPORT

Halloween is just around the corner. The following are several events happening within in the City:

- Tomorrow evening, Port Clinton High School Spooktacular (Trunk or Treat) on Wednesday, October 26, 2022, 6:00 – 7:00 pm. To donate funds or candy please call PCHS at 419-734-2147.
- Main Street & Port Clinton Chamber of Commerce (Trunk or Treat) on Saturday, October 29, 2022, 1:00 – 4:00 pm, location downtown Port Clinton. To donate call PC Chamber at 419-734-5503.
- City wide Halloween on Monday, October 31, 2022, 6:00 – 8:00 pm.

Leaf pickup will begin on Monday, October 31, 2022. Please rake your leaves to the boulevard. Please do not place the leaves in the street; they create issues in the catch basins when it rains. Also, please do not park on a pile of leaves that may be left in the street; a car fire could erupt due to the dry leaves.

November 11, 2022, there will be a free lunch for Veterans and their families at Jet Express from 11:00 to 2:00 pm; courtesy of Crown Battery and Hal & Diane Hawk. Please park in the Jet Express parking lot.

November 12, 2022, Port Clinton Fire Fighters Association will have the Annual Feather Party at the Port Clinton Fire Station. Doors will open at 6:00 pm, first spin at 6:30 pm. Family fun event with free admission.

No deed goes unpunished. Last week the parks restrooms were to be closed for the season. Due to the predicted warm weather for the weekend, Mayor Snider recommended they stay open. Unfortunately it was discovered Monday, that a men's urinal was removed from the wall. The restrooms are now closed for the season.

October 20, 2022 representative of ODOT, City Administration, and the contractors of the Waterfront Walkway completed the final walkthrough. A ribbon cutting will take place next spring for the walkway as well as the new comfort station being built at Waterworks Park.

Thank you to Lee and Baily Samaritoni of Harrison Street who have donated their Blue Spruce pine tree to the City of Port Clinton to be the Christmas tree at Perry and Madison Street. The tree will be lit on November 19, 2022, at 6:00 pm. This tree is a bit larger than we have had in the past. If you are interested in donating for additional lights, please send or drop off a check at Port Clinton City Hall. In the memo of your check please right "Christmas Lights". There is a specific type of lights that we have on the tree that we will have to match to have uniform lighting.

December 3, 2022, will be the Christmas parade and Santa will be arriving at Santa's House on Adams Street. There will also be a tree lighting that evening at Adams Street Park. More details to come.

This week (weather permitting) Christmas decorations will be going up around town.

Last evening Mayor Snider, paid his bet to Mayor Babcock of Oak Harbor. He supplied pizza for the senior football players, cheerleaders, coaches and advisors of Oak Harbor High School. In addition to wearing red and green colors.

Port Clinton Football team did make the playoffs. You can only buy tickets on line at ohsaa.org/tickets. Click football; PC are in division 5, region 18, look for Port Clinton.

AUDITOR'S REPORT

September financial statement is under correspondence this evening.

As of today Income Tax has surpassed 2.6 million dollars which is up beyond 2021 at this time of year.

Parking Tickets revenue is \$6,195.00 as of today.

American Rescue Plan funds will carry over into next year; north of \$300,000.00.

There will be two pieces of legislation by the end of the year.

- Temporary budget to get the City through the first quarter of 2023.
- Year-end budget adjustments.

TREASURER'S REPORT

Bed Tax: \$288,541.20
Watercraft Tax: \$20,780.00
Provided by Gabe Below

LAW DIRECTOR REPORT

Nothing to present

SAFETY SERVICE

Sewer deduct meter readings need to be completed by October 31, 2022. You may call in the reading or bring it to City Hall.

FIRE CHIEF

Not present

POLICE CHIEF

Nothing to present

COMMITTEE REPORTS

Environment and Public Works Committee

Mrs. Hickman

Nothing to present

Safety Services Committee

Ms. Phillips

Nothing to present

Finance Committee

Ms. Hovis

Nothing to present

Economic and Community Development Committee

Mrs. Gillman

Nothing to present

CORRESPONDENCE

Financial Report, September 30, 2022, provided by Gabe Below

Planning Commission minutes, September 22, 2022

Architectural Review Board minutes, September 22, 2022

Safety & Service Committee minutes, October 11, 2022

Mr. Tarolli moved to approve the correspondence as stated; seconded by Mrs. Hickman. All agreed.

THIRD READING OF ORDINANCES AND RESOLUTIONS

Ordinance 29-22

SPECIAL PURPOSE FLOOD DAMAGE REDUCTION ORDINANCE FOR THE CITY OF PORT CLINTON, OHIO

Mr. Tarolli moved to adopt Ordinance 29-22; seconded by Mrs. Hickman.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan, yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

Ordinance 30-22

AN ORDINANCE AMENDING SECTION 717.03 OF CHAPTER 717 OF THE PORT CLINTON CODIFIED ORDINANCES REGULATING PEDDLERS AND DECLARING AN EMERGENCY

Mr. Tarolli moved to retain the emergency clause in Ordinance 30-22; seconded by Mrs. Hickman.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

Mrs. Phillips advised that the Safety & Service Committee voted 3-0 to recommend Council to pass Ordinance 30-22

Ms. Shenker advised the primary change to Ordinance 30-22 was that applicants are required to have a BCI/FBI check completed as part of the application process. Many of the applicants are not only from outside the city but from out of state.

Mr. Tarolli inquired are peddlers to carry the permit with them and are we allowed to ask to see it?

Mrs. Shenker stated yes.

Mr. Morgan inquired does a felony stay with a person for life, not allowing them able to apply for such a permit ever?

Ms. Shenker advised that there are some felonies that can be expunged / sealed (means it will not show up on a background check). They would need to request with the Court that they received the felony to request their case to be expunged / sealed. If the felony qualifies and they have met all the requirements of their sentencing, the court will guide them through the process.

Mrs. Gangle inquired who reads the background check for the peddlers application.

Ms. Shenker advised the Auditor would read and determine if the applicant is eligible to get a peddlers permit.

Mrs. Gangle inquired what type of misdemeanor would be considered not eligible to receive a peddler's permit.

Ms. Shenker advised a sex offense would be an example.

Mr. Tarolli moved to adopt Ordinance 30-22; seconded by Mrs. Hickman,

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, no ; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 6-1: per Mrs. Sarty

Ordinance 31-22

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

Mr. Tarolli moved to retain the emergency clause in Ordinance 31-22; seconded by Mrs. Hickman.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

Mr. Tarolli moved to adopt Ordinance 31-22; seconded by Mrs. Hickman.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

Ordinance 32-22

AN ORDINANCE AUTHORIZING THE DIRECTOR OF SAFETY AND SERVICE TO ENTER INTO AN AGREEMENT WITH THE UNITED STATES ARMY CORPS OF ENGINEERS (USACE) FOR THE CONSTRUCTION OF THE PORT CLINTON WATER AND SANITARY SEWER REPLACEMENT USACE SECTION 594 PROJECT (THE PROJECT) AND DECLARING AN EMERGENCY

Mr. Tarolli moved to retain the emergency clause in Ordinance 32-22; seconded by Mrs. Hickman.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

Mr. Tarolli moved to adopt Ordinance 32-22; seconded by Mrs. Hickman.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

SECOND READING OF ORDINANCES AND RESOLUTIONS

Ordinance 33-22

AN ORDINANCE AMENDING SECTION 5.04 OF THE CIVIL SERVICE COMMISSION OF THE CITY OF PORT CLINTON, OHIO RULES AND REGULATIONS, AND DECLARING AN EMERGENCY

Ms. Phillips advised that Safety & Service Committee met and voted 3-0 to recommend Council to pass Ordinance 33-22.

Chief Scott advised that the Civil Service Commission, Rules & Regulations currently state that we cannot hire anyone over the age of 35. The Police Department have had limited new hire applicants. The department is accepting lateral transfers from other police departments. The applicant would receive credit for years of previous service and begin at a higher pay scale. In doing so, many of the lateral transfers are over the age limit. The department requested that the age limit be removed to open the pool for applicants. The agility test and psychological exam are still required to be passed to complete the hiring process.

Ms. Phillips moved to waive the three required readings of Ordinance 33-22; seconded by Mrs. Hickman.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

Ms. Phillips moved to retain the emergency clause Ordinance 33-22; seconded by Mr. Tarolli.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

Ms. Phillips moved to adopt Ordinance 33-22; seconded by Mrs. Hickman.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

FIRST READING OF ORDINANCES AND RESOLUTIONS

Ordinance 34-22

AN ORDINANCE ACCEPTING ALL CURRENT AND FUTURE GRANT MONEY AWARDED TO THE PORT CLINTON FIRE DEPARTMENT FROM THE OHIO DEPARTMENT OF PUBLIC SAFETY, OHIO FIRST RESPONDER RECRUITMENT, RETENTION, AND RESILIENCE PROGRAM AND DECLARING AN EMERGENCY

Ms. Hovis moved to waive the three required readings of Ordinance 34-22; seconded by Mr. Tarolli.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

Ms. Hovis moved to retain the emergency clause Ordinance 34-22; seconded by Mr. Tarolli.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

Ms. Hovis moved to adopt Ordinance 34-22; seconded by Mr. Tarolli.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

Resolution 22-7

A RESOLUTION SUPPORTING THE PORT CLINTON REVOLVING LOAN FUND BOARD’S RECOMMENDATION TO APPROVE A LOAN FROM THE PORT CLINTON REVOLVING LOAN FUND PROGRAM TO STATE AND LINCOLN LLC, IN THE AMOUNT OF SIX THOUSAND SIX HUNDRED EIGHTY-EIGHT DOLLARS (\$6,688.00) AND DECLARING AN EMERGENCY

Mrs. Gillman moved to waive the three required readings of Resolution 22-7; seconded by Mr. Tarolli.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

Mrs. Gillman moved to retain the emergency clause Resolution 22-7; seconded by Mr. Tarolli.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

Mrs. Gillman moved to adopt Resolution 22-7; seconded by Mr. Tarolli.

Results of voice roll call are as follows: Ms. Phillips, yes; Mr. Morgan, yes; Ms. Hovis, yes; Mrs. Gillman, yes; Mrs. Gangle, yes; Mr. Morgan; yes, and Mr. Tarolli, yes. Motion carried 7-0: per Mrs. Sarty

BUSINESS FROM THE FLOOR

Mr. Tarolli – Nothing to present

Ms. Hovis – Nothing to present

Mrs. Hickman – Nothing to present

Mrs. Gillman – Thank you to the City for the Citywide Cleanup.

Mr. Morgan – Recently visited the beaches, they look 1000% better.

Mrs. Gangle – Thank you Perry Street residents for attending this evening.

Ms. Phillips – Beach looks good, big difference.

ANNOUNCEMENTS None

ADJOURNMENT

With no further business to discuss Ms. Phillips moved to adjourn; seconded by Mrs. Hickman. With all those in favor, the meeting was adjourned at 7:38 p.m.

Sandra Ostheimer
Clerk of Council

Lisa Sarty
President of Council