

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: Beth Gillman, Jerry Tarolli, Pat Hovis, Cathy King, Richard Morgan, Kelly Gangle and Margaret Phillips.

Ms. Phillips moved to approve regular meeting minutes for December 12, 2023; seconded by Mr. Tarolli. 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

None

PRESIDENT OF COUNCIL

Under third readings this evening is:

- Ordinance 29-23: Mr. Below provided the required amendment documentation.

There are two new ordinances and one new resolution under first reading this evening:

- Ordinance 31-23, Ordinance 32-23 and Resolution 23-13
 - Administration has asked that Council consider adopting on the first reading; due to being time sensitive.
 - None of these items will be assigned to a committee.

Regarding, Certified Public Records Training, or Sunshine Laws training, required of elected officials.

The City understands completion of the CPRT requirement has been met for the following individuals during the current term, expiring December 31, 2023.

Additionally, regulations allow for this requirement to be met by proxy, in other words, by designated individuals on behalf of elected officials.

Completed requirements include the following:

- Dina Shenker, completed 2021
- Lisa Sarty, completed 2022 and further on behalf of Mike Snider
- Pat Hovis, completed in 2023 and further on behalf of Jerry Tarolli and Cathy King.

Are there any objections? Seeing none, let the Clerk make a proper record in the meeting minutes.

Congratulations to the newly elected officials.

Wishing everyone a Happy Holidays.

MAYOR'S REPORT

Members of Council, Merry Christmas and Happy New Year!

AUDITOR'S REPORT

Not present

TREASURER'S REPORT

- Bed Tax as of December 18, 2023: \$327,891.73
- Watercraft Tax as of December 18, 2023: \$20,730.50

LAW DIRECTOR REPORT Ordinance 31-23, is modifying our codified ordinances. This ordinance mimics the Ohio Revised Code (ORC). The City of Port Clinton is a statutory city and we follow the Ohio Revised Code. There are two big changes:

- Section I under Income Subject to Net Profit Tax; Alternative Apportionment – Qualifying remote employee or owner.
- Annual Return – Extensions to file the annual return.

All the amendments are in bold italics. Please consider passing on the first reading due to the ORC goes in effect on January 1, 2024.

Mrs. King inquired if minors not having to pay City Income Tax is included?

Ms. Shenker advised that the City has always had that policy. There was no need to add that to Ordinance 31-23.

SAFETY SERVICE REPORT

H2O Program: Nine current participants have not applied to be part of the H2O program in 2024; the deadline was December 1, 2023. Mr. Colston inquired if Council would be willing to extend the deadline date; if so to when? If we get all nine spots filled the H2O program budget will need an additional \$1350.00. In the past Council has approved transferring funds to the H2O Program.

We have received three new applicants for the H2O program in 2024; have six remaining spots available.

Mr. Tarolli moved to allow a deadline extension to December 31, 2023, and to increase the H2O Program budget to \$1350.00; seconded by Mrs. Gillman.

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

Ordinance 32-23; Republic Services contract. The former Safety Service Director contracted with Republic Services for five years with three one year options. Republic Services provided the price for

2024; \$24.40 month (up from \$23.02 month). A Teams meeting is scheduled tomorrow to discuss some discrepancies in billing to some community members. There will also be continued discussion of Republic Services using lighter trucks with the Infrastructure Project starting in 2024. If they are not able to provide what we request the City will need to go out for bid for trash removal for the City in 2025.

Mr. Colston asked that Council consider adopting Ordinance 32-23 at the first reading; due to having to advise Republic Services of wanting to extend the contract one year within 90 days of our current contract end date of March 31, 2024.

Merry Christmas and Happy New Year!

Mr. Tarolli inquired if recycling is truly recycled?

Mr. Colston advised that he was told that 60% is recycled and 40% goes to the dump. This is due to contaminated items (liner in pizza boxes with grease, lids not being the correct plastic, etc.). The City may consider not continuing recycling pickup; it would eliminate 24 trucks on newly paved streets. Will look into further this coming year. The containers that are in front of City Hall are provided by OSS Solid Waste District will remain. Please consult your constituents to get their opinion on taking their recycling to the City Hall parking lot.

POLICE CHIEF Not present

FIRE CHIEF Not present

COMMITTEE REPORTS

Finance Committee

Ms. Hovis

Committee met on December 12 2023, and discussed Ordinance 28-23 and Ordinance 29-23. Voted 3-0 to recommend Council to adopt both ordinances.

Environment and Public Works Committee

Mr. Tarolli

Provided the November 28, 2023, committee minutes to the Council Clerk.

Safety Services Committee

Ms. Phillips

The committee did not meet in December. Will advise if a January 2024 meeting is necessary.

Economic and Community Development Committee

Mrs. Gillman

Nothing to present

CORRESPONDENCE

Planning Commission and Zoning Appeals October 26, 2023, minutes

Finance Committee meeting, December 12, 2023, minutes

Environmental and Public Works Committee meeting, November 28, 2023, minutes

Department of Commerce, Division of Liquor Control, Economic Development Transfer form (Trex) application, Cara's Place, LLC, 109 E. Second Street, Port Clinton, Ohio

Ms. Phillips moved to accept the correspondence as provided; seconded by Mrs. Gillman.

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

THIRD READING OF ORDINANCES AND RESOLUTIONS

Ordinance 28-23

AN ORDINANCE APPROPRIATING CERTAIN FUNDS FOR THE OPERATION OF THE CITY OF PORT CLINTON, OHIO.

Ms. Hovis moved to adopt Ordinance 28-23; seconded by Mr. Tarolli.

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

Ordinance 29-23

AN ORDINANCE AMENDING ORDINANCE NO. 3-23 AS AMENDED OF THE CITY OF PORT CLINTON

Ms. Hovis moved to amend Ordinance 29-23 as Amendment 1 to balance the budget (that is highlighted in red); seconded by Mr. Tarolli.

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

Ms. Hovis moved to adopt Ordinance 29-23 as Amended; seconded by Mr. Tarolli.

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

SECOND READING OF ORDINANCES AND RESOLUTIONS

None

FIRST READING OF ORDINANCES AND RESOLUTIONS

Ordinance 31-23

AN ORDINANCE AMENDING SECTIONS 183.062, 183.094, AND 183.10 OF CHAPTER 183 OF THE PORT CLINTON CODIFIED ORDINANCES AND DECLARING AN EMERGENCY

Ms. Hovis moved to waive the three required readings for Ordinance 31-23; seconded by Mr. Tarolli.

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

Ms. Hovis moved to retain the emergency clause for Ordinance 31-23; seconded by Mr. Tarolli.

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

Ms. Hovis moved to adopt Ordinance 31-23; seconded by Mr. Tarolli.

Mr. Morgan stated the Ms. Shenker advised we are a statutory city and we have to follow the Ohio Revised Code. What would happen if we voted no on Ordinance 31-23?

Mrs. Sarty advised that for the City to be in compliance we have to follow state code.

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

Ordinance 32-23

AN ORDINANCE AUTHORIZING AND DIRECTING THE DIRECTOR OF SAFETY AND SERVICE TO ENTER INTO A ONE-YEAR AGREEMENT EXTENSION WITH REPUBLIC SERVICES FOR THE CURBSIDE PICKUP AND DISPOSAL OF GARBAGE, RUBBISH, AND RECYCLABLE MATERIALS

Mr. Tarolli moved to waive the three required readings of Ordinance 32-23; seconded by Ms. Hovis.

Mr. Tarolli inquired if Republic Services add any additional services?

Mr. Colston advised, no.

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

Mr. Tarolli moved to retain the emergency clause of Ordinance 32-23; seconded by Ms. Hovis.

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

Mr. Tarolli moved to adopt Ordinance 32-23; seconded by Ms. Hovis.

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

Resolution 23-14

A RESOLUTION APPROVING THE REDEMPTION OF A CERTIFICATE OF DEPOSIT HELD AT FIRST FEDERAL SAVINGS & LOAN ASSOCIATION OF LORAIN TO PROVIDE FOR EXPENSES AND OTHER EXPENDITURES OF THE CITY OF PORT CLINTON

Ms. Hovis moved to waive the three required readings of Resolution 23-14; seconded by Mr. Tarolli.

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

Ms. Hovis moved to Adopt Resolution 23-14; seconded by Mr. Tarolli.

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

BUSINESS FROM THE FLOOR

Mr. Morgan – Nothing to present

Ms. Gangle – Happy Holidays

Ms. Phillips – Attended a fantastic concert at Port Clinton High School today. The music program there is just wonderful. Walked around the High School and they are currently remodeling. Spoke to many students and they were very polite.

Ms. Hovis – Attended the music program at Port Clinton High School; it was outstanding. Wishing everyone a Merry Christmas.

Mr. Tarolli – Merry Christmas and Happy New Year.

Mrs. King – Merry Christmas and Happy New Year.

Mrs. Gillman – Merry Christmas and Happy New Year. Make sure to stop downtown on New Year's Eve and watch the fish drop; the weather is predicted to be mild.

Mayor Snider advised that the question that Mr. Morgan had regarding Ordinance 31-23; states that the City of Port Clinton acknowledges that the law is going to change. If Council voted no; the law would still change and the City would not be acknowledging the change.

ANNOUNCEMENTS None

ADJOURNMENT

With no further business to discuss Ms. Phillips moved to adjourn; seconded by Mrs. King. With all those in favor, the meeting was adjourned at 7:33 p.m.

Sandra Ostheimer
Clerk of Council

Lisa Sarty
President of Council