VILLAGE OF MARBLEHEAD REGULAR COUNCIL MEETING
HELD JUNE 14, 2017
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 Dean Dorko, Duane Myers, Dave Redett, Ron Royhab and John Starcher.

Also present were Fiscal Officer Rhonda Sowers, Solicitor Jim Barney, Police Sergeant Loren Welch and Zoning Administrator Bob Hruska.

Visitors in attendance were: Nancy Plymale, Carolyn Pytlik, Kim Redfern, Reese Redfern, Charla Bortz, Chuck Bortz, John Klaehn, Kathy York and Dale Wiltse.

COUNCIL VOTE TO EXCUSE COUNCILWOMAN KUKAY
It was moved by Mr. Dorko and seconded by Mr. Starcher to excuse Angie Kukay from the June 14, 2017 regular meeting. Vote: Mr. Dorko-yes; Mr. Myers-yes; Mr. Redett-yes; Mr. Royhab-yes; Mr. Starcher-yes. Motion carried.

COUNCIL VOTE TO EXCUSE PRESIDENT PRO TEM STARCHER AND COUNCILMAN MYERS FROM THE JULY 26, 2017 MEETING
It was moved by Mr. Redett and seconded by Mr. Dorko to excuse John Starcher and Duane Myers from the July 26, 2017 regular meeting. Vote: Mr. Dorko-yes; Mr. Myers-yes; Mr. Redett-yes; Mr. Royhab-yes; Mr. Starcher-yes. Motion carried.

MINUTES
Minutes of the May 24, 2017 public hearing and May 24, 2017 regular meeting were approved as submitted.

VISITOR COMMENTS
Visitors in attendance were present to speak about golf carts so comments were delayed until the Council discussion on this subject under old business.

LEGISLATION
Mr. Starcher read the following legislation by title only:
A. Ordinance No. 6, 2017 – An Ordinance Prohibiting Medical Marijuana Cultivators, Processors and Retail Dispensary Establishments Licensed Under Ohio Revised Code Chapter 3796 to Conduct Business Within Municipal Limits of the Village of Marblehead. This was the second reading; final reading will be June 28.

B. Ordinance No. 7, 2017 – An Ordinance To Change The Zoning Classification of Property Located in Marblehead, Ohio From “R-2 Residential” to” Business” and to Amend the Zoning Map Accordingly. This was the second reading; final reading will be June 14.

COMMITTEE AND DEPARTMENT REPORTS
Mayor
Mayor Bird reported she will participate in the Coast Guard change of command ceremony at Marblehead Station on June 16, 2017.

**Solicitor**
Mr. Barney has been in contact with officials at the 200th RED HORSE Squadron who advised him the James Park project has received federal approval but needs some additional authorization before it can be scheduled.

**Finance and Records Committee**
Mr. Starcher did not have anything to report for his committee but said he will represent the village and speak at the ribbon cutting ceremony for the Marblehead branch of Ida Rupp Public Library on June 15, 2017.

**Streets/Sidewalks/Sewer Committee**
Mr. Dorko was contacted by John Zywiec, new owner of 125 Alexander Pike who wondered if it is possible to remove the crumbling sidewalk in front of his property. He noted that the sidewalk ends at his house and there is no sidewalk in front of the houses south of him. Mayor Bird stated she was also contacted and noted that while this is a unique situation, current sidewalk legislation prohibits property owners from removing sidewalks. The Mayor asked that Mr. Dorko’s committee review the sidewalk ordinance to see if changes to the legislation are warranted.

** Beautification/Parks/Cemetery Committee**
Mr. Royhab asked for council input on a preliminary development plan for Radar Park. The plan, prepared by CT Consultants was distributed to Council for review prior to the meeting. Council members approved of the preliminary plan and asked Mr. Royhab to have CT Consultants prepare detailed drawings based on this plan.

**Utilities/Ferries/Waterfront**
Mr. Myers reported on the June 13 BPA meeting during which it was reported that the rebuild of filter #1 is currently underway and should be completed by the end of June.

**Annexation/Subdivision/Planning Commission Committee**
Mr. Redett reported on the June 7 Planning Commission meeting during which the Commission approved a setback variance, heard several informal proposals and voted to initiate zoning text amendments.

**Safety/Insurance Committee**
No report.

**Fiscal Officer**
Council members initialed receipt of the May financial reports which Mrs. Sowers distributed prior to the meeting.

**Street Commissioner**
No report.
Police Department
Sergeant Welch extended an invitation for all to attend the second annual Cookout with a Cop at the James park shelter house on June 24 beginning at 11 a.m.

Zoning Administrator
Mr. Hruska had nothing to report.

Board of Public Affairs
No report.

OLD BUSINESS
A. Golf Carts and Current Ordinance – Following discussion at the last regular meeting regarding the fact that 2010 ordinance currently prohibits golf carts from being operated on streets in the village, Mayor Bird was asked to contact Solicitor Barney for input on state law as it applies to golf carts as motor vehicles, specifically what constitutes a “street legal” cart. Mr. Barney explained that state law allows inspected and licensed golf carts to be operated on streets with a speed limit of 35 mph or less unless prohibited by local ordinance.

Councilman Starcher stated he has safety concerns about golf carts being operated in the village and also noted that they could not be operated on Main Street where the speed limit exceeds 35 mph.

Nancy Plymale, Carolyn Pytlik, Kim Redfern, Charla Bortz, Chuck Bortz, Kathy York and Dale Wiltse, all property owners on Lake Street were present in support of allowing golf carts to be licensed and operated on village streets. Most spoke in favor of using golf carts to go from their homes in Marblehead to Lakeside where golf carts are permitted but they also supported the convenience of using these vehicles in the village.

In response to a question from Council, Sgt. Welch stated the police department would support a change in the ordinance to allow licensed carts on streets in the village. He also agreed with a suggestion made by Dale Wiltse that golf cart owners be made aware of the regulations and held accountable for adhering to the rules.

Following a lengthy discussion Solicitor Barney was asked to draw up draft legislation for further discussion and council consideration.

B. Placement of Camera at Redfern Inn – Mr. Starcher stated he contacted Chris Redfern who said it would be permissible for the village to attach a camera outside of the Redfern Inn and use the Wi-Fi in order to monitor the crosswalk at that location.

C. Pricing of Lighthouse Repairs – Mayor Bird said Bryan Lucas is obtaining cost estimates to repair the lighthouse located on village property at 414 W. Main Street and will report at the June 28 meeting.

NEW BUSINESS
A. 2017 Ohio Plan Renewal for Property and Casualty Insurance – Mr. Starcher moved to renew the casualty and liability insurance with The Ohio Plan administered by Hylant
Administrative Services at a cost of $25,915.00. Second by Mr. Redett. Vote: Mr. Dorko-y; Mr. Myers-y; Mr. Redett-y; Mr. Royhab-y; Mr. Starcher-y. Motion carried.

B. Discussion/Action on Withdrawal Notice to OPEC HC (Health Insurance) – Mrs. Sowers said the village is nearing the end of a three year, group rated health insurance plan with the Ohio Public Entity Consortium. Per the contract, any member wishing to withdraw from the pool when the three year term expires at the end of this year needs to give notice by July 1. Because new rates are not yet available, the OPEC Board recently approved a modification that will allow members to opt back in by September 1 after rates have been obtained. Council agreed that it would be advisable to send a notice of withdrawal and also to obtain outside insurance quotes while awaiting the new OPEC pool rates.

Mr. Myers moved to send notice by July 1, 2017 to withdraw from the Ohio Public Entity Consortium for Health Care. Second by Mr. Starcher. Vote: Mr. Dorko-y; Mr. Myers-y; Mr. Redett-y; Mr. Royhab-y; Mr. Starcher-y. Motion carried.

C. Set Public Hearing for July 26, 2017 at 5:45 PM on Zoning Ordinance Amendment in Regards to Setbacks – Council received a recommendation from the Planning Commission to approve text amendments which propose an averaging formula to calculate setbacks of new houses on interior lots when the existing neighboring homes are non-conforming, and to determine a minimum setback for houses on the water side of a lake lot. Council will hold a public hearing on these text amendments, which were initiated by the Planning Commission, at 5:45 p.m. on Wednesday, July 26, 2017 in the meeting room of the Fire Station.

D. Boardwalks at Village Rental Property – Mayor Bird received correspondence from Larry Wise, who leases the village’s building at 414½ W. Main Street, about the condition of the boardwalk in front of the building and his concern that someone might trip and fall. Mayor Bird spoke with Bryan Lucas who said several of the boards need to be replaced but he feels it is fixable unless council would prefer to replace it with a concrete sidewalk. Council agreed to have Mr. Lucas repair the boardwalk.

E. Declare 125th Anniversary Banners Obsolete – Mayor Bird received a request from someone who would like to obtain three of the 125th anniversary banners that were used last year. Council agreed the banners are obsolete and will not be used any longer. Mr. Starcher said if they are going to be declared obsolete he would like to see one donated to the Lakeside Historical Society.

Mr. Dorko moved to declare the 125th Anniversary Banners obsolete and no longer of value. Second by Mr. Royhab. Vote: Mr. Dorko-y; Mr. Myers-y; Mr. Redett-y; Mr. Royhab-y; Mr. Starcher-y. Motion carried.

F. Broken Banner Poles – Mayor Bird noted that some of the brackets used to hold banners along Main Street are broken. Council authorized ordering replacement brackets.
AUTHORIZE PAYMENT OF BILLS
Motion to authorize payment of bills in the amount of $42,047.80 including May payroll was made by Mr. Starcher and seconded by Mr. Dorko. Vote: Mr. Dorko-yes; Mr. Myers-yes; Mr. Redett-yes; Mr. Royhab-yes; Mr. Starcher-yes. Motion carried.

ADJOURNMENT
Motion to adjourn made by Mr. Redett and seconded by Mr. Starcher. Meeting adjourned by unanimous vote at 7:27 p.m.

APPROVED:

[Signature]
Jacqueline A. Bird, Mayor

Attest:

[Signature]
Rhonda Botti Sowers, Fiscal Officer