

The Council of the Village of Millersburg met in regular session on January 12, 2009 at 7:00 p.m. Mayor Huebner called the meeting to order followed by the Pledge of Allegiance. Clerk-Treasurer Karen Shaffer gave roll call and the following members were in attendance: Devone Polen, Mike Uhl, Junior Vaughn, Greg Hardesty, Jim Beechy, and Ruby Baird. Village Solicitor Robert Hines was also present.

MINUTES: Motion made by Beechy to suspend the reading of the minutes of the previous meeting. Seconded by Hardesty. Upon roll call, motion carried with Beechy, Hardesty, Baird, Vaughn, Uhl, and Polen voting aye. There were no additions or corrections. Motion made by Baird to accept the minutes as presented. Seconded by Uhl. Upon roll call, motion carried with Baird, Uhl, Polen, Vaughn, Hardesty, and Beechy voting aye.

BILLS: Motion made by Uhl to pay bill resolution 2009-01 bills' \$89040.44 payroll \$42541.44; total \$131581.88. Seconded by Beechy. Upon roll call, motion carried with Uhl, Beechy, Baird, Hardesty, Vaughn, and Polen voting aye.

REPORTS OF OFFICERS

Administrator Brooks: Informed Council the contracts were signed with ODOT regarding the SR 83 S Sidewalk project. The design phase is about 75% complete. The projection is to have a bid date of July 1, 2009

Informed Council he spoke with OPWC on the Northern Well Field and the contracts are on their way to the Village.

Informed Council the Downtown Plan is complete and available to Council members.

Informed Council Septage Receiving totals for December was \$5,658.50.

Informed Council the owner of property at 138 S Washington St. is requesting to remove the tree in their tree lawn as it is adverse to their customers and roots are beginning to grow into sidewalk. Nate Troyer evaluated the area and is recommending Council approve the removal of the tree. Motion made by Beechy to approve the request. Seconded by Polen. Upon roll call, motion carried with Beechy, Polen, Uhl, Vaughn, Hardesty, and Baird voting aye.

Informed Council the Village received an invoice for the Holmes County Chamber dues for 2009. He asked if they wanted to join the Chamber this year for \$145. Motion made by Polen to approve the membership. Seconded by Uhl. Upon roll call, motion carried with Polen, Uhl, Baird, Beechy, Hardesty, and Vaughn voting aye.

Informed Council the Holmes County Senior Center is requesting \$4,689.00 from the discretionary bed tax funds for circuit boards for their furnaces. They applied for an Economic Development Grant and were denied. They received other grant monies from the County in CDBG money this year and do not expect to be awarded any other funds. Motion made by Uhl to provide the \$4689.00 to the Homes County Senior Center. Seconded by Beechy. Upon roll call, motion carried with Uhl, Beechy, Polen, Vaughn, Hardesty, and Baird voting aye.

Asked Council if the Village would be able to provide snow removal and salt at the entrance only of the Senior Center on an as needed basis. In addition, they would also like assistance with lawn maintenance (labor & equipment) on an as needed basis during the summer months. The Village utilizes two workers from Job & Family Services during the summer that would be available to complete the tasks, at no cost to the Village. Motion made by Hardesty to approve the winter and summer maintenance at the Senior Center on an as needed basis. Seconded by Beechy. Upon roll call, motion carried with Hardesty, Beechy, Baird, Vaughn, Uhl, and Polen voting aye.

Informed Council Blair Bower owner of property at 111 South Washington Street #B (Acct #1615.00) had a toilet leak in the upstairs apartment. Water usage was 59,000 gallons. This account was classified as a commercial account due to the attorney office in the downstairs. They are requesting to change this account to a residential account as most of the water used is from the apartment. They were charged \$135.00 in debt service fees and would like Council to waive the \$45.00 extra charge for the debt service fee because the account was set up as a commercial account. Motion made by Uhl to approve the \$45.00 debt service credit and change the account to residential. Seconded by Polen. Upon roll call, motion carried with Uhl, Polen, Vaughn, Hardesty, Beechy, and Baird voting aye.

Informed Council the evaluation of Historic Downtown Millersburg will be January 16 and is to be conducted by Main Street.

Clerk-Treasurer Shaffer: Presented the 2008 Annual Financial Statement and the December 2008 Financial reports consisting of the Bank Reconciliation; Appropriation Summary, Fund Summary, Revenue Summary, Payment Summary, and Payroll. There were no questions or comments.

Mayor: Asked for nominations for the 2009 Council President Pro-Tempore. Upon hearing no nominations, Beechy noted he would be willing to accept the position in 2009. Motion made by Vaughn to elect Jim Beechy as Council Pro-Tempore. Seconded by Hardesty. Upon roll call, motion carried with Vaughn, Hardesty, Baird, Polen, Uhl, and Beechy voting aye.

Mayor Huebner noted that Committee assignments are complete and they all should have received a copy. Committees will remain the same for 2009 with the exception of the Holmes Fire District 1 Board. This year the Village is required to have two representatives. Mayor Huebner will be filling the second position along with current member Greg Hardesty. In addition the representative to the Holmes County Planning Commission is Nate Troyer.

Mayor Huebner asked Council to establish the time and dates for regularly scheduled sessions of Council for 2009. Motion made by Hardesty to hold regular sessions on the second and fourth Monday of every month at 7:00 p.m. Seconded by Baird. Upon roll call, motion carried with Hardesty, Baird, Beechy, Vaughn, Uhl, and Polen voting aye.

LEGISLATION: Mayor Huebner read Ordinance 2009-101 "An Ordinance Vacating Parts of Two Alleys in the Village of Millersburg" for the first time by title only.

Mayor Huebner read Resolution 2009-02 "A Resolution of the Village of Millersburg to Increase Its Financial Commitment to the Local Main Street Program" for the first time by title only.

EXECUTIVE SESSION: Motion made by Beechy to adjourn into executive session to confer with the public body's attorney for the purpose of discussing pending litigation and to discuss personnel. Seconded by Baird. Upon roll call, motion carried with Beechy, Baird, Hardesty, Vaughn, Uhl, and Polen voting aye.

ADJOURNMENT: Motion made by Polen to adjourn the meeting. Seconded by Uhl. Upon roll call, motion carried with Polen, Uhl, Vaughn, Hardesty, Beechy, and Baird voting aye.

Date Approved

Karen Shaffer, Clerk-Treasurer

Jeff Huebner, Mayor