

The Council of the Village of Millersburg met in regular session on April 13, 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 Hardesty to suspend the reading of the minutes of the previous meeting. Seconded by Beechy. Upon roll call, motion carried with Hardesty, Beechy, Baird, Vaughn, Uhl, and Polen voting aye. There were no additions or corrections. Motion made by Beechy to accept the minutes as presented. Seconded by Baird. Upon roll call, motion carried with Beechy, Baird, Polen, Uhl, Vaughn, and Hardesty voting aye.

BILLS: Motion made by Vaughn to pay bill resolution 2009-16 bills' \$42080.26, payroll \$37995.09; total \$80075.35. Seconded by Uhl. Upon roll call, motion carried with Vaughn, Uhl, Polen, Hardesty, Beechy, and Baird voting aye.

REPORTS OF OFFICERS

Administrator Brooks: Reported that the Northern Well Field Project started early due to tree removal that had to be completed before April 15 due to bat migration. Cline's Tree Service removed the trees and the fees will be submitted to OPWC for reimbursement under the project.

Reminded all of the Clean up Day scheduled for Saturday April 18 from 8:00 a.m. to noon. All Brown's customers may drop off with proof of service and non-Browns customers will be permitted to drop off at a cost of \$10 per load. You must be a Village resident to participate regardless.

Reported that Septage Receiving for March totaled \$5,795.00

Reported the final copy and CD of the Downtown Economic Development Plan is available for review.

Reported that the directional signs for Public Parking are finished. The Village is purchasing brackets and working with Millersburg Electric to get signs mounted.

Presented several credit requests for utilities. 1.) Deke Miller of 522 East Jackson Street is requesting a credit of 22,000 gallons for a water leak. This is in the amount of \$46.20 for the sewer portion of the bill which did not go down the sewer system. The utility department verified the water did not go down the sewer system. 2.) LAN Trust of 342 North Mad Anthony Street is requesting a credit of 82,000 gallons for a water leak. This is in the amount of \$172.20 for the sewer portion of the bill since the water did not go down the sewer system. The utility department verified the water did not go down the sewer system. 3.) Anthony Liccardi of 144 West Jackson Street is requesting a credit of 60,000 gallons for a water leak. This is in the amount of \$126.00 for the sewer portion of the bill. We will be meeting Mr. Liccardi on Saturday, April 18, 2009 to verify the water did not go down the sewer system. He resides out of town. 4.) James Cutlip of 242 North Mad Anthony is requesting a credit of 10,000 gallons for a water leak. This is in the amount of \$21.00 for the sewer portion of the bill. The utility department verified the water did not go down the sewer system. 5.) Bugs R Gone of 283 North Clay Street has requested to change the debt service from a commercial account to a residential account as the upstairs apartment uses the majority of the water. This will keep the debt service charge at \$90.00 (2 units) even if the usage goes over 15,000 gallons. After some discussion by Council on the debt service of Bugs R Gone, Council felt they would setting a precedent by changing the business to a residential account. A motion was made by Polen to approve all credit requests with the exception of Bugs R Gone and the Liccardi request contingent upon review by the Utility Department. Seconded by Beechy. Upon roll call, motion carried with Polen, Beechy, Uhl, Vaughn, Hardesty, and Baird voting aye.

Reported that Holmes Pest Control submitted a quote for mosquito spraying in the amount of \$500 per application service to run bi weekly 5/5 thru 9/30. Motion made by Beechy to approve the contract. Seconded by Uhl. Upon roll call, motion carried with Beechy, Uhl, Baird, Hardesty, Vaughn, and Polen voting aye.

Reported that the Holmes County Historical Society has approx. \$500 left on the Bed Tax Grant they were awarded for tourism promotion. They are requesting Council approve the remaining funds to be used for a concrete pad along the curb area where tour buses may let off passengers. Motion made by Uhl to approve the request. Seconded by Polen. Upon roll call, motion carried with Uhl, Polen, Vaughn, Hardesty, Beechy, and Baird voting aye.

Reported that the Village received \$300,000 in stimulus money through ODOT for SR 39/62 pavement grinding and resurfacing. The Village will work with ODOT on the project. ODOT also noted that this project will not affect their normal paving rotation throughout the Village. The project may not begin until 2010. Mayor Huebner thanked Administrator Brooks for applying for the funds.

Zoning Inspector Nate Troyer: Informed Council that if they had no objections to the amendment to the Downtown Business Portion of the Planning & Zoning Code, a public hearing will need to be set for the change. Council agreed on Tuesday, May 26 at 6:45 for the public hearing to be held. The Tuesday date was set as Memorial Day is the preceding day.

Clerk-Treasurer Shaffer: Presented the March 2009 Financial reports consisting of the Bank Reconciliation; Appropriation Summary, Fund Summary, Revenue Summary, Payment Summary, and Payroll. There were no questions or comments.

LEGISLATION: Mayor Huebner read Resolution 2009 - 14 "A Resolution Amending The Personnel Policy To Increase The Initial Evaluation Period (Probationary Status Period) For New Employees" for the second time by title only.

Mayor Huebner read Resolution 2009-15 "Resolution Employing The Supervisor For The James Crissey Memorial Swimming Pool And Park Area And For Establishing Rates And Repealing Resolution 2008-09" for the second time by title only.

EXECUTIVE SESSION: Motion made by Polen to adjourn into executive session to confer with Public Body's attorney for legal consultation.

Date Approved

Karen Shaffer, Clerk-Treasurer

Jeff Huebner, Mayor