



# VILLAGE OF MILLERSBURG

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**Jeff Huebner**, Mayor

**Kevin Brooks**, Village Administrator

**Karen Shaffer, CMC**, Village Clerk-Treasurer, Tax Administrator

**S. Thomas Vaughn**, Police Chief

**Nate Troyer**, Zoning Inspector

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The Council of the Village of Millersburg met in regular session on May 26, 2009 at 7:00 p.m. Mayor Huebner called the meeting to order followed by the Pledge of Allegiance. In the absence of Clerk-Treasurer Karen Shaffer, Solicitor Hines gave roll call and the following members were in attendance: Devone Polen, Mike Uhl, Junior Vaughn, Greg Hardesty, Jim Beechy, and Ruby Baird. Motion made by Uhl to excuse Karen Shaffer from the meeting. Seconded by Beechy. Upon roll call motion carried with Uhl, Beechy, Polen, Vaughn, Hardesty, and Baird voting aye.

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

**BILLS:** Motion made by Uhl to pay bill resolution 2009-19 bills' \$214472.57, payroll \$41250.14; total \$255722.71. Seconded by Beechy. Upon roll call, motion carried with Uhl, Beechy, Baird, Hardesty, Vaughn, and Polen voting aye.

## REPORTS OF OFFICERS

**Chief Vaughn:** Reported to Council the server for the Village computer system has been failing. It was originally purchased in 2004. When the server fails, all of the systems are down. A quote from Schneider Computer for a new server is \$6,261.58. With this purchase, a tape backup system would be converted to hard drive backups and all three current servers would be combined into one. Vaughn noted he spoke with Karen about funds available and the costs would be split between departments. Motion made by Beechy to approve the purchase. Seconded by Hardesty. Upon roll call, motion carried with Beechy, Hardesty, Baird, Vaughn, Uhl, and Polen voting aye.

**Administrator Brooks:** Reported the RFQ's for the SR 83 SOUTH SIDEWALKS for the construction phase is ready for legal posting. We will accept statements of qualifications until Friday, June 19.

Reported the West Holmes Local School District was awarded the Ohio Walk to School Program \$1,000.00 Grant. It is our hope the Village will fully support the program and help make this a community wide event.

Reported a new entrance was opened at Crissey Pool. The drive runs directly west of the pool.

Reported the Modern Mother's Club is scheduling an open pool party on July 12 from 6:00-9:00 PM and they would like Council to waive the fee as has been done in the past. Motion made by Hardesty to waive the pool fees. Seconded by Beechy. Upon roll call, motion carried with Hardesty, Beechy, Polen, Uhl, Vaughn, and Baird voting aye.

Reported AEP will be around town the next several weeks trimming trees around transmission lines due to the number and length of power outages over the past few years. The Village is not involved in this process and all questions or problems need to be directed to AEP.

Reported Time Warner Cable removed 2 channels from the lineup. The Village has no control over what is offered and all questions need to be directed to TWC.

Reported bids for the 2009 Street Paving were opened. Melway Paving was the sole bidder at \$128,560.49. This was all the streets listed as potential for paving. Due to the amount appropriated, Brooks asked Council to approve \$38,641.98 to grind and resurface Cary St. and Maxwell Avenue. The remaining amount in that appropriation line item will be used for crack sealing later in the summer. Motion made by Uhl to approve the Melway Paving bid in the amount of \$38,641.98. Seconded by Beechy. Upon roll call, motion carried with Uhl, Beechy, Baird, Hardesty, Vaughn, and Polen voting aye.

Reported to Council the recently installed Public Parking Signs are not large enough for motorists to see on the traffic light mast arms. He contacted Hillside Banner to quote signs of 4' by 12" with only an arrow and the word "Parking". Hillside Banner took the liberty to make the signs which Brooks felt were not any more acceptable than the first ones. Brooks contacted Shirts & Signs to quote the new signs and should have costs at the next meeting. The smaller signs will be removed and placed at the parking lots.

**Zoning Inspector Troyer:** Reported to Council that previously the Planning & Zoning Board recommended that Council rezone the Northside Baptist Church lot from R2 to B2. Since that time, there has been opposition from some property owners. After further review by Troyer, Solicitor Hines, and the Administrator, thoughts are to rezone the property from R2 to R3 which would mean that basically other than residential, the lot could only be used by a church. Council needs now to recommend back to P & Z to rezone from R2 to R3. Then a public hearing date will be set. A motion was made by Baird to recommend that P & Z rezone the lot as R2 permitted conditional use or to rezone the lot to R3,

which ever is the best option. Seconded by Beechy. Upon roll call, motion carried with Baird, Beechy, Polen, Uhl, Vaughn, and Hardesty voting aye.

Reported that the required annual testing of the public water supply is complete. All test results received are good and there are no issues with the supply.

**LEGISLATION:** Mayor Huebner read Ordinance 2009 -104 “An Ordinance Amending and Replacing Sections 2. and 4. of Ordinance 2008-105” for the third time by title only. Motion made by Beechy to pass and adopt Ordinance 2009-104. Seconded by Hardesty. Upon roll call, motion carried with Beechy, Hardesty, Baird, Vaughn, Uhl, and Polen voting aye.

Mayor Huebner read Ordinance 2009 -105 “An Ordinance Amending The Millersburg Zoning Code Restricting Multi-Family Residence Secondary Uses From First Stories In Downtown Business District” for the first time by title only.

Mayor Huebner read Emergency Resolution 2009-20 “A Resolution Authorizing The Transfer Of Sums From The General Fund To The Street Maintenance & Repair Fund And Declaring An Emergency” for the first time by title only. Motion made by Beechy to suspend the rules requiring the second and third reading Resolution 2009-20. Seconded by Hardesty. Upon roll call, motion carried with Beechy, Hardesty, Polen, Uhl, Vaughn, and Baird voting aye. Motion made by Baird to pass and adopt Resolution 2009-20. Seconded by Uhl. Upon roll call, motion carried with Baird, Uhl, Polen, Vaughn, Hardesty, and Beechy voting aye.

Mayor Huebner read Emergency Resolution 2009-21 “A Resolution Authorizing The Creation Of A Capital Project Fund To Account For The SR 83 South Sidewalk Improvement Project And Declaring An Emergency” for the first time by title only. Motion made by Beechy to suspend the rules requiring the second and third reading Resolution 2009-21. Seconded by Vaughn. Upon roll call, motion carried with Beechy, Vaughn, Baird, Hardesty, Uhl, and Polen voting aye. Motion made by Hardesty to pass and adopt Resolution 2009-21. Seconded by Uhl. Upon roll call, motion carried with Hardesty, Uhl, Polen, Vaughn, Beechy, and Baird voting aye.

Mayor Huebner read Emergency Resolution 2009-22 “A Supplemental Appropriation Resolution For The Capital Project SR 83 South Sidewalk Improvement Fund And Declaring An Emergency” for the first time by title only. Motion made by Polen to suspend the rules requiring the second and third reading Resolution 2009-22. Seconded by Vaughn. Upon roll call, motion carried with Polen, Vaughn, Uhl, Hardesty, Beechy, and Baird voting aye. Motion made by Polen to pass and adopt Resolution 2009-22. Seconded by Hardesty. Upon roll call, motion carried with Polen, Hardesty, Baird, Beechy, Vaughn, and Uhl 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.

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Date Approved

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Karen Shaffer, Clerk-Treasurer

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Jeff Huebner, Mayor