



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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Police Department (330) 674-5931

The Council of the Village of Millersburg met in regular session on September 14, 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 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 2009-36 bills' \$107298.59, payroll \$39568.50; total \$146867.09. Seconded by Vaughn. Upon roll call, motion carried with Uhl, Vaughn, Baird, Beechy, Hardesty, and Polen voting aye.

REPORTS OF OFFICERS:

Administrator Brooks: Informed Council he is hopeful that pre-construction meeting for the SR 83 South Sidewalks will be held this week.

Informed Council a pre-construction meeting was held for the well field project and the contractor, G. E. Baker should be onsite within the next week. The first six weeks will be drilling the well and conducting water tests.

Informed Council Septage Receiving for August was \$4,170.00.

Informed Council the new HDM Manager is Tom Wilke. Tom started August 31st and will attend the Council meeting on September 28.

Reminded Council the Antique Festival is less than a month away The Cleveland Plain Dealer is printing a feature story and will be advertising local businesses. Brooks also referred to a letter sent by Georgianna Cool, asking Council to consider providing additional funding for the festival. Due to a reduction in grant funding from the County, the festival is short \$1760 that is to be used for the visiting Queen's luncheon and facility rental. Motion made by Beechy to approve the \$1760 to be paid from the discretionary bed tax funds. Seconded by Uhl. Upon roll call, motion carried with Beechy, Uhl, Polen, Vaughn, Hardesty, and Baird voting aye.

Informed Council hydrant flushing will be September 27 through October 1. The schedule is to be published in the local newspapers.

Clerk-Treasurer Shaffer: Presented the August 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 2009-34 "A Resolution Adopting An Identity Theft Policy" for the third time by title only. Motion made by Beechy to pass and adopt Resolution 2009-34. Seconded Hardesty. Upon roll call, motion carried with Beechy, Hardesty, Polen, Uhl, Vaughn, and Baird voting aye.

Mayor Huebner read Emergency Resolution 2009-37 "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 Polen to suspend the rules requiring the second and third reading of Resolution 2009-37. Seconded by Baird. Upon roll call, motion carried with Polen, Baird, Uhl, Vaughn, Hardesty, and Beechy voting aye. Motion made by Hardesty to pass and adopt Resolution 2009-37. Seconded by Polen. Upon roll call, motion carried with Hardesty, Polen, Baird, Beechy, Vaughn, and Uhl voting aye.

Mayor Huebner read Resolution 2009-38 "A Resolution Accepting The Amounts And Rates As Determined By The Budget Commission And Authorizing The Necessary Tax Levies And Certifying Them To The County Auditor" for the first time by title only. Motion made by Baird to suspend the rules requiring the second and third reading of Resolution 2009-38. Seconded by Beechy. Upon roll call, motion carried with Baird, Beechy, Hardesty, Vaughn, Uhl, and Polen voting aye. Motion made by Uhl to pass and adopt Resolution 2009-38. Seconded by Vaughn. Upon roll call, motion carried with Uhl, Vaughn, Polen, Hardesty, Beechy, and Baird voting aye.

Mayor Huebner read Ordinance 2009 -109 "An Ordinance Amending Zoning Map (Zoned Territory) Of The Village Of Millersburg" for the first time by title only.

Mayor Huebner read Emergency Ordinance 2009-110 "Emergency Ordinance Approving the Editing and Inclusion of Certain Ordinances and Resolutions as Parts of the Various Component Codes of the Codified Ordinances; to Provide for the Adoption and Publication of New Matter in the Updated and Revised Codified Ordinances; and to Repeal Ordinances and Resolutions in Conflict Therewith" for the first time by title only. Motion made by Polen to suspend the rules requiring the second and third reading

of Ordinance 2009-110. Seconded by Baird. Upon roll call, motion carried with Polen, Baird, Uhl, Vaughn, Hardesty, and Beechy voting aye. Motion made by Beechy to pass and adopt Ordinance 2009-110. Seconded by Uhl. Upon roll call, motion carried with Beechy, Uhl, Polen, Vaughn, Hardesty, and Baird voting aye.

Mayor Huebner read Emergency Resolution 2009-39 “A Resolution Authorizing The Village Of Millersburg To Prepare And Submit An Application To Participate In The Ohio Public Works Commission (OPWC) State Capital Improvement And/Or Local Transportation Improvement Programs And To Execute Contracts As Required 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 of Resolution 2009-39. Seconded by Hardesty. Upon roll call, motion carried with Beechy, Hardesty, Baird, Vaughn, Uhl, and Polen voting aye. Motion made by Hardesty to pass and adopt Resolution 2009-39. Seconded by Polen. Upon roll call, motion carried with Hardesty, Polen, Uhl, Vaughn, Beechy, and Baird voting aye.

Mayor Huebner read Emergency Resolution 2009-40 “A Resolution Authorizing The Creation Of A Capital Project Fund To Account For The Public Water Supply Well No. 5 Improvement Project And Declaring An Emergency” for the first time by title only. Motion made by Vaughn to suspend the rules requiring the second and third reading of Resolution 2009-40. Seconded by Uhl. Upon roll call, motion carried with Vaughn, Uhl, Polen, Hardesty, Beechy, and Baird voting aye. Motion made by Beechy to pass and adopt Resolution 2009-40. Seconded by Baird. Upon roll call, motion carried with Beechy, Baird, Hardesty, Vaughn, Uhl, and Polen voting aye.

Mayor Huebner read Emergency Resolution 2009-41 “A Supplemental Appropriation Resolution For The Capital Project Public Water Supply Well No. 5 Improvement Fund And Declaring An Emergency” for the first time by title only. Motion made by Hardesty to suspend the rules requiring the second and third reading of Resolution 2009-41. Seconded by Polen. Upon roll call, motion carried with Hardesty, Polen, Uhl, Vaughn, Beechy, and Baird voting aye. Motion made by Uhl to pass and adopt Resolution 2009-41. Seconded by Beechy. Upon roll call, motion carried with Uhl, Beechy, Baird, Hardesty, Vaughn, and Polen voting aye.

EXECUTIVE SESSION: Motion made by Polen to adjourn into executive session to discuss pending litigation. Seconded by Beechy. Upon roll call, motion carried with Polen, Beechy, Uhl, Vaughn, Hardesty, and Baird 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