

The Council of the Village of Millersburg met in regular session on December 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.

Mayor Huebner asked for a motion to amend the agenda moving Ordinance 2009-111 to the beginning of business. Motion made by Hardesty to amend the agenda. Seconded by Polen. Upon roll call, motion carried with Hardesty, Polen, Uhl, Vaughn, Beechy, and Baird voting aye.

Mayor Huebner informed all present that he proposed the Vehicle License Tax, not Council. He noted the feedback from residents was appreciated. He asked Council for a decision on the ordinance. Motion made by Uhl to remove Ordinance 2009-111 from the agenda and not proceed with the adoption at this time. Seconded by Vaughn. Upon roll call, motion carried with Uhl, Vaughn, Polen, Hardesty, Beechy, and Baird voting aye.

VISITORS: Vic Brown thanked Council for removing the ordinance and listening to residents. He noted he would keep more informed on actions of Council.

Mayor Huebner noted that Jordan Brown was attending the meeting and is working towards his Eagle Scout.

MINUTES: Motion made by Baird to suspend the reading of the minutes of the previous meeting and the Public Hearing held on November 23. Seconded by Beechy. Upon roll call, motion carried with Baird, Beechy, Hardesty, Vaughn, Uhl, and Polen voting aye. There were no additions or corrections. Motion made by Hardesty to accept the minutes as presented. Seconded by Beechy. Upon roll call, motion carried with Hardesty, Beechy, Polen, Uhl, Vaughn, and Baird voting aye.

BILLS: Motion made by Uhl to pay bill resolution 2009-52 bills' \$246,546.86, payroll \$114,046.01; total \$360,592.87. 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 the SR 83S sidewalk project is substantially completed. We are working on punch list items and have one additional change order. We would like to install a 2nd camera at Glen Dr for \$7996.00 and install a pedestrian signal on the northeast corner of Glen Dr for \$3363.00. We have obtained preliminary approval from ODOT for this work, and they would fund 80% of the costs. The Village was also awarded \$2382.91 in additional CDBG Funds, which more than covers our match. The Village still remains under budget for the total project. It is hopeful that all work will be completed this week. Motion made by Beechy to approve the change orders. Seconded by Hardesty. Upon roll call, motion carried with Beechy, Hardesty, Baird, Vaughn, Uhl, and Polen voting aye.

Informed Council the EPA is still reviewing plans for the Northern Well Field project. To date, the Village has received no information on the status. Phone calls and emails to the EPA are not returned. The project remains at a stand still.

Informed Council the Village received the contract proposal for the Deer Run Park Basketball Courts from Poggemeyer for design, survey work, and bidding in the amount of \$5650.00. This amount corresponds with our application and is part of the total project costs. The deadline for project completion is June 30, 2011 per ODNR. Motion made by Hardesty to approve the contract with Poggemeyer. Seconded by Beechy. Upon roll call, motion carried with Hardesty, Beechy, Polen, Uhl, Vaughn, and Baird voting aye.

Informed Council the Village received a contract proposal for Engineering Associates for a feasibility study for the fairgrounds relocation. The contract proposal is for \$4500.00 to perform a feasibility study, which includes an accurate cost estimate to extend utilities west of town. Several individuals or entities have been approached to share in the cost. The Ho. Co. Fair Board, the County Commissioners have committed to contributing funds and 2 individuals have expressed interest as well. If Council would agree to some funding, the proposal could possibly be split 5 ways and a minimum of 3 ways. Work would not begin until 2010. Solicitor Hines informed Council that discretionary bed tax could be used for the Village contribution. Motion made by Uhl to provide either 1/3 or 1/5 (whatever is necessary) of the \$4500 for the feasibility study. Seconded by Polen. Upon roll call, motion carried with Uhl, Polen, Vaughn, Hardesty, Beechy, and Baird voting aye.

Informed Council Septage Receiving for November totaled \$3305.00.

Informed Council the OPWC ratings for projects is this Wednesday. The East Jones Street Relocation project was submitted for funding. The Village have should have better idea of where the project stands at the next meeting.

Informed Council the Miller Drive storm line repair project is complete and he has received positive feedback.

Informed Council costs were obtained to improve the turn radius at the intersection of E. Jackson St. and Port Washington Rd. Curbing would be removed and 5 to 7 feet of the bank would be removed and the curb replaced. Village crews would complete the project at a cost of \$2000. If

Council chooses to move forward, the work would not be done until spring. No comments from Council were heard.

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

Asked Council if they had any questions on the draft of the appropriations for 2010. No comments were given. Shaffer indicated that the draft proposes a decrease from last year appropriations by \$290,700. Shaffer noted she would be meeting with department heads this week and final numbers will be presented at the next Council meeting.

LEGISLATION: Mayor Huebner read Resolution 2009-51 "A Resolution Setting Wages and Salaries For Elected Officials, Salaried And Hourly Employees Of The Village of Millersburg, And To Define Vacations, Sick Leave And Holidays" for the second time by title only.

Mayor Huebner read Resolution 2009-53 "A Resolution Authorizing The Transfer Of Sums From The General Fund To The Street Repair And Maintenance 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 2009-53. Seconded by Vaughn. Upon roll call, motion carried with Polen, Vaughn, Uhl, Hardesty, Beechy, and Baird voting aye. Motion made by Baird to pass and adopt Resolution 2009-53. Seconded by Uhl. Upon roll call, motion carried with Baird, Uhl, Beechy, Hardesty, Vaughn, and Polen voting aye.

Mayor Huebner read Resolution 2009-54 "A Supplemental Appropriation Resolution For The Water Repair And Improvement 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 of Resolution 2009-54. Seconded by Hardesty. Upon roll call, motion carried with Beechy, Hardesty, Polen, Vaughn, Uhl, and Baird voting aye. Motion made by Hardesty to pass and adopt Resolution 2009-54. Seconded by Uhl. Upon roll call, motion carried with Hardesty, Uhl, Baird, Beechy, Vaughn, and Polen voting aye.

NEW BUSINESS: Informed Council the annual employee Christmas luncheon is Thursday, December 24 at 11:00 a.m. Council is invited.

Mayor Huebner asked that whoever sent the letter to area residents regarding matters of the Police Department, that they contact him so that a meeting could be arranged to discuss the issues.

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