

Minutes of Regular Council

August 17, 2009 at 7:00 p.m.

The meeting was called to order by Mayor Larry Haver.

The Pledge of Allegiance was repeated by all present.

Present were: Mayor, Larry Haver; Council members, Ron Beverly, Bruce Hart, Ron Jones, Mick Pocratsky and Ed Foster; Solicitor, Troy Essex; Administrator, Kent Miller; Clerk/Treasurer, Diane Collins. Councilmember Amy Haver was absent.

Foster moved to approve the August 17 minutes with a correction. In the second paragraph, Haver seconded the minutes. All voted yes. Hart seconded. Jones & Pocratsky abstained. Beverly, Foster, & Hart voted yes.

Beverly moved to approve the bills. Hart seconded. All voted yes. There was discussion about putting trash pumps in a pit to help with the problem we are having repairing lift station pumps so often.

HIXTV: Foster reported a cable committee interviewed applicants for station manager on Tuesday, August 11. The committee chose to hire William Murphy. Mayor Haver made the recommendation pending a good physical, drug screen and finger printing. Jones moved to approve. Beverly seconded. All voted yes. On Monday, August 10, the regional Vice President and five other Mediacom personnel met at 2 p.m. with Ed Foster, Mayor Haver, Kent Miller, Diane Collins, Amy Murphy, and Tony Welly to discuss some issues we are having with Mediacom. Minutes from that meeting were in the council packets. The Big Ten network is coming. There is a goal of 45 days to get new channels on. No refunds will be given for missing channels. The school hookup should be done in a week. An increase in cost is coming.

Foster attended the Upper Maumee River Water Shed meeting for the Mayor. The group is still in the stages of putting things together.

Water/Sewer/Refuse/Committee: Pocratsky reported the committee met July 28. They discussed Haver Drive ditches/easements, QBS manual and questions if we can legally use it. Approved Daniels to take Class II test. The committee suggested removing two non-used position titles for the WWTP and making the WWTP superintendents wages the same as the WTP superintendent.

Sidewalk Committee: Beverly reported that he, Mayor Haver, and Kent Miller met with the engineer, Laurie Adams about the East High Street sidewalk going to the school. There will be a meeting with the residents involved on Monday, August 24 at 7 p.m. Miller will send a letter out to the residents involved. Beverly wanted to get some easements to keep from removing some trees/landscaping. Superintendent, Dr. Miller was present to explain why the elementary sidewalk was removed on Bryan Street. Along with Dr. Millers explanation, he asked for patience while the school board members are trying to decide what to do with the school properties. Pocratsky voiced his concern with pushing kids walking to the park out in the street. Dr. Miller did not feel the sidewalk was used enough to warrant leaving it there. Zoning inspector, David Schooley reminded council that residents have 30 days to replace sidewalks that have been removed. Beverly made the recommendation that we follow Dr. Miller's wishes and have some patience. Pocratsky wanted to know how long we are going to wait before our road crumbles. Essex reported that he had previously reviewed sections of the sidewalk code and read his opinion to council. Foster feels the sidewalk ordinance needs clarified. A lengthy discussion took place on changing the parking along Bryan Street for football games. Essex felt we have less liability if we leave the situation alone. It was mentioned that dirt may be hauled in to make the property suitable for a second football practice field. Foster pointed out the potential for water run off problems. Dr. Miller assured him there are swales nearby to take care of drainage. Dr. Miller answered a resident's question about why the word "exempted" was dropped from the new school sign.

Insurance Committee: Foster would like the insurance committee to make a recommendation about switching to Medical Mutual's network for health insurance. Council would like to see Bob Miller come back to explain the option to the committee and employees.

Administrator's Report:

- The general pickup is still set to begin September 1.
- Plastic bags and a working freezer are needed for commodity give away.
- There was a lengthy discussion on the need/cost to rehab the old water tower behind the library vs. build a new one to hold water while the tower at the park is being emptied and cleaned. The cost to rehab the old one is approximately \$350,000 and the cost to build new is approximately \$950,000 plus land purchase.

Miscellaneous:

Essex contacted Rick Archer of the Dept of Homeland Security in Indiana. Essex was told there were recently statewide changes to the structure. A cross border OH/IN exercise was done to come up with a plan. Essex suggested our EMTs keep doing what they are doing now.

Foster moved to hire Lingvai Excavating for the West High Street waterline project at a cost of \$122,840.50. The County Commissioners are involved in this reimbursement project. Jones seconded. All voted yes.

Resolution 2009-10 to authorize the Mayor of the Village to execute an agreement for the purpose of participating in the Ohio Public Works Commission State Capital Improvements program for Water Tower Rehabilitation in the Village and to execute all contracts as required and declaring an emergency was read by caption only for the third reading. Foster suspended the rules. Jones seconded. All voted yes. Foster moved to approve. Pocratsky seconded. All voted yes.

Resolution 2009-11 to set the street light millage was read by caption only for the second reading.

Resolution 2009-12 accepting the rates as determined by the budget commission and authorizing necessary tax levies was read by caption only for the second reading.

Ordinance 2009-07 to amend Section 105.06 regarding mowing assessments was read by caption only for the first reading. Foster moved to suspend the rules. Jones seconded. All voted yes. Ordinance 2009-07 was read by caption only for the second and third readings. Jones moved to approve. Hart seconded. All voted yes.

Ordinance 2009-08 to amend Section 105.08 regarding mowing assessments was read by caption only for the first reading. Pocratsky moved to suspend the rules. Hart seconded. All voted yes. Ordinance 2009-09 was read by caption only for the second and third readings. Foster moved to approve. Jones seconded. All voted yes.

The reimbursement agreement for purchasing lights and sirens was tweaked a second time by Essex and again returned to fire chief, Doug Miller for review.

Two fire departments responded to our request for mutual aid out of eight or nine. Doug Miller has made two attempts to contact each department.

Essex is going to find out if he needs to type legislation specifically naming the properties we mowed for submission to the county auditor for assessment. If needed, he will bring legislation to the next council meeting for emergency passage.

Clerk/Treasurer's Report: Collins reported the following items:

- Foster and Collins met with Barbara Rains of The Employer Association. Rains explained the benefits of becoming a member. The decision to join or not was turned over to the personnel committee.
- Foster suggested hiring a telephone consultant to try to get a handle on our various bills. Collins will try to find a few choices to offer council.
- Collins asked council to consider hiring Melissa Farr to help us develop a Personnel Manual. Essex would be involved in the process. Mayor Haver recommended we develop a personnel manual preferably using the personnel committee and Troy Essex.
- The YTD/MTD Cash Report and Income Tax Reports were passed out.
- Mentioned that the state auditors are nearly done with the 2007/2008 audit

Police Report: No report was given.

Fire Department: Chief Miller did not have a report.

EMS Department: No one report was given.

Mayor's Report: Mayor Haver reminded everyone of the fair August 22 and the teachers breakfast on the 26th. The next meeting will be Tues. Sept. 8.

Beverly moved to go into executive session to discuss personnel and possible litigation issues. Jones seconded. (8:45 p.m. ÷ 9:18 p.m.)

Foster moved to return to regular session. Jones seconded. All voted yes.

moved to adjourn. seconded. All voted yes.

MAYOR

CLERK

Larry Haver

Diane Collins