

Minutes of Special Council

September 3, 2007, at 5:00 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, Amy Haver, Ron Jones, Tom Haase, and Mick Pocratsky; Solicitor, Troy Essex; Administrator, Kent Miller; and Clerk/Treasurer, Diane Collins. Councilmember, Ed Foster was absent.

moved to approve the August 20 minutes. seconded.

Moved to approve the August 27 minutes. Seconded.

moved to approve the bills. seconded. All voted yes.

Isaac Lee, Assistant Director of the Defiance County Economic Development Corporation, was present to ask council to approve an Enterprise Zone Agreement with Quality Machining. The abatement would be 75% for 7 years and create 25 jobs. Troy will bring legislation to the next meeting.

Resident Rosie McGough was present to voice her opinion regarding increasing water & sewer rates. Resident Larry Tomlinson was present to propose that council average the winter sewer usage and only bill that for the summer months while people are using more water.

Engineer, Tim Worline, was present at councils' request to answer questions about the new fire hall being built. The elevation of the building and the retaining wall seemed to be the main issues. Worline said they would make it work. Beverly did not feel it was right.

Personnel: Pocratsky thought he may have something to report after an executive session.

Sidewalk Committee: Haase reported the committee met August 13th. They looked at the current ordinance and the direction they want to go. There was no resolution.

Finance Committee: Jones asked council to write off a list of income tax names at The Income Tax Administrator's request. They are old and the amounts are incorrect as a result of a computer conversion a few years ago. Jones moved to approve. Haase seconded. All voted yes.

Utility Clerk, Cheryl Smith presented the utility rates in surrounding communities as a comparison to ours and answered questions that anyone had.

Administrator's Report: Miller gave the following report:

- General pick up is planned for August 28 & 29. A lot of advertising was done.
- August 22nd will be the last 2nd shift recycling in town for the season. Both the Wednesday and Friday dates will be 9:30 to 1:30 beginning in September. Beginning in December, the Hicksville Transfer Station will only be open the first Saturday of each month until April.
- Lingvai is basically finished with the Perry-Rakestraw water line. All that is left is waiting on the test results and restoration work.
- We still need to have a Nuisance Board meeting date set for a review of two properties.
- Council received copies of the job description for the wastewater treatment plant superintendent position.
- The mowing assessment is over \$4,000 as of this date. Collins will soon be certifying the expense to the County Auditor for collection.
- The decision of cement vs. paving at the corner of E. High & N. Main St. is being left up to Miller.

Miscellaneous:

Ordinance 2007-09 increasing the water rates was read by caption only for the third reading. Jones moved to approve. Haver seconded. Beverly, Haver & Jones voted yes. Haase & Pocratsky voted no. Motion carried

Ordinance 2007-10 increasing the sewer rates was read by caption only for the third reading. Beverly moved to approve. Jones seconded. Beverly, Haver & Jones voted yes. Haase & Pocratsky voted no. Motion carried

Ordinance 2007-12 to amend the annual appropriations ordinance was read by caption only for the second reading. Collins explained any changes.

Ordinance 2007-13 establishing a pay rate of \$19.08 for a sewer supervisor was read by caption only. Haase moved to suspend the rules. Jones seconded. All voted yes. Ordinance 2007-13 was read by caption only for the second and third readings. Pocratsky moved to approve. Haver seconded. All voted yes.

Ordinance 2007-14 establishing current EMS charges was read by caption only for the first reading.

Resolution 2007-12 accepting the amounts and rates as determined by the budget commission was read for the first reading by caption only. Jones moved to suspend the rules. Haver seconded. All voted yes. Resolution 2007-12 was read by caption only for the second and third readings. Haase moved to approve. Jones seconded. All voted yes.

Essex told council he has the info he needs to file the plats for the Industrial Park. He has begun the process of getting the alley between E. High & E. Edgerton St. vacated.

Haase moved to accept the rate and amount of local government funds as offered by the Defiance County Auditor. Beverly seconded. All voted yes.

Council asked Miller to get updated quotes to prepare a plan for water runoff along with planning for a retention pond at the Industrial Park.

Beverly moved to approve Collins signing a new Investment Management Agreement as requested by SJS Investment. Haase seconded. All voted yes.

Clerk's Report: Collins informed council that H.B. 9 required that all elected officials take three hours of Open Records training or send a designee.

Police: Chief Szabo did not have a report.

Fire: Chief Elwood asked council to approve three men for the fire dept. Mayor Haver recommended Todd VanAtta, Chris Miller & Craig Eiden for membership. Jones moved to approve. Pocratsky seconded. All voted yes.

EMS: No report was given.

Pocratsky moved to go into executive session for personnel. Haase moved to approve. All voted yes. (8:30 – 8:47) Returned to regular session.

Beverly asked the Police/Fire/EMS Committee members the outcome of the "Hiler burn-out" meeting with the Police Chief. Because the committee would be the review board they did not feel they should discuss the issue and it was turned over to the Mayor.

Mayor's Report: Mayor Haver mentioned that he hopes everyone will visit the fair. The next meeting will be Tuesday, Sept. 4, 2007.

A motion was made and seconded to adjourn.

MAYOR

CLERK