

In attendance were President Richard Donley, Mayor Richard Zink, Safety-Service Director Ralph Holt, Auditor Gary Lewis, Law Director, Fred Beery and Clerk Beverly Brown

President Donley opened the meeting at 7:00 p.m.

ROLL CALL: Mr. Kevin Chambers, Mr. Lee Koogler, Mr. John Levo, Mrs. Bonnie Parr, Mr. David Shoemaker, Mr. Charles Walker, and Mr. Tim Young

ABSENT: None

Mr. Shoemaker led the assembly in prayer followed by Mayor Zink leading in the "Pledge of Allegiance". The minutes of the October council meeting were approved as presented.

CITIZEN OF THE MONTH-

Sheriff Ron Ward surprised Deputy Tom Putnam with the Hillsboro City Council Citizen of the Month Award. Sheriff Ward recounted the events of October 8, 2006 when Deputy Putnam was the first to arrive at an accident scene where the car was on fire with overhanging electric wires and a young woman trapped inside with the doors locked. Deputy Putnam used a fire extinguisher to break out the window and pulled an unconscious Erica Ferguson from the car injuring himself in the endeavor. Also on hand for the presentation were Erica, family members and friends.

MONTHLY REPORTS: Reports had been received from: Hillsboro Public Utilities, Income Tax Bureau, Wastewater Treatment Plant, Water Treatment Plant, Water/Sewer Maintenance, Police Department, Street Department, Auditor's office, Fire Department and Life Squad.

PUBLIC REQUESTS: None

COMMUNICATIONS:

1. Time Warner Cable had sent a letter informing all concerned that was going to be a rate adjustment effective on December 1, 2006.
2. Carol Robinson sent a letter inviting people to participate in the Highland County Holiday Parade scheduled for Saturday, November 25, 2006.

CITIZEN COMMENTS: None

COMMUNICATIONS FROM THE MAYOR:

Meetings I have attended:

Oct. 2 - Wedding

Oct. 9 - Council Meeting

Oct. 10 - Wedding

Uptown Business Association Meeting

Oct. 12 – CH2MHill regarding Wastewater Treatment Plant

Oct. 16 – Wedding

Top Cops Award Presentation

Oct. 17 – Wedding

Planning Commission

Oct. 26 – Wedding

Oct. 27 – Wedding

Oct. 30 – Ribbon Cutting @ doctor's office in North High Business Center

There have been two more storm sewer cave-ins during the month of October as well as an 8-inch sanitary sewer on South High Street. The repair on the sanitary sewer was done through the "pipe bursting method". The final stage will be completed within the next two weeks. We are waiting on a special piece of equipment being sent in from a similar project in Alabama.

As mentioned earlier, we have met with CH2MHill regarding the Wastewater Treatment Plant upgrade. We have also met with WDC in planning for the Police and Fire building(s). More meetings are scheduled in November with both firms for continuing input on both projects.

You may have noticed that the Oak Street Water Tower has now been painted to match the one on Tower Drive. Both have "Hillsboro – Established 1807" painted on them.

For those of you who don't know, Fred Williamson passed away on Saturday, October 28, 2006. Fred had been a city employee for approximately 7 ½ years. Fred was a very dedicated employee and was always willing to do whatever he could to help those he came in contact with. He was just recently elected the "Safety Employee" of the 2006 summer quarter. Fred will be missed by all of us and we offer our sincere condolences to his family. The job replacement posting has been internally posted as required. If there is no interest shown or applications filed from within the city, the opening of the job will be advertised. Any questions?

SAFETY-SERVICE DIRECTOR'S REPORT:

There has been a request for speed bumps on Vaughn Avenue and also for street lights to be placed on Tanglewood and Northview. There decisions that need to be made on the EPA mandates for the Wastewater Treatment Plant and the need to make a determination on how to proceed. Administration has a meeting with WDC on Thursday, November 16th.

The Utilities Committee was requested to take the EPA mandates into their committee and Mr. Shoemaker asked for a Utilities Committee meeting for Monday, November 20th. The Street and Safety Committee was requested to take the request for speed bumps and the street lights into their committee.

AUDITOR'S REPORT:

You have before you the year-to-date Fund report and the year-to-date Bank report and you will notice that they both match as they should. Tonight I have three pieces of legislation that I would like to have passed.

1. Res. 06-51 – A resolution to increase appropriations in certain funds. It is the desire of the Council that leaf pick-up continue in the City of Hillsboro and it is necessary for the equipment to be repaired. Also the spreader boxes used to spread salt or chemicals are deteriorated and need to be replaced. Loans originating from the 218 Fund continue to be paid off and the money needs to be reappropriated.
2. Res. 06-52 – A resolution to increase appropriations in Drug Law Enforcement Fund. The vehicle used for Drug Law Enforcement has deteriorated and monies in the fund can be used at the discretion of the Police Chief. Those monies are available and need to be appropriated for his use.
3. Res. 06-53 – A resolution to amend the cellular telephone use policy. This will help bring reimbursement more into line with actual cost.

I would appreciate very much your consideration in passing this legislation. If anyone has any questions, I'll answer them.

REPORT OF THE STANDING COMMITTEES-

FINANCE COMMITTEE – Mr. Koogler, Chairman

The Finance Committee met on October 25, 2006 in the Koogler Law Office at 112 North High Street at 12:00 p.m. Present were Lee D. Koogler, Chairman; John Levo, Committee member. Committee member Charlie Walker was absent but excused.

Three issues were discussed at the Finance meeting. First, the request to explore an income tax initiative. Second, pending employee issues dealt with jointly with the Civil Service and Employee Relations Committee. Third, employee pay ordinance reform.

In regards to a tax initiative, it was agreed that costs and specifically what the tax initiative would support would need to be determined. It was agreed that information would need to be collected to further discuss and research the issue.

In regards to pending employee issues, it was agreed that the issues have been formerly addressed by the committee and the Civil Service and Employee Relations Committee and that although council had already accepted both committee's reports and recommendations, that a request for formal legislation would be made.

In regards to revamping the non-union employee pay ordinances, it was agreed that further discussion with the law director was needed. In subsequent meetings, the law director has been consulted and a new ordinance to be presented by council is in the works and will be submitted to council at the December, 2006 meeting.

Respectfully submitted, Lee D Koogler

PROPERTY MAINTENANCE & RESTORATION-Mr. Chambers, Chairman

A committee meeting was requested to be set for Tuesday, November 21st at 5:30 p.m. at the Public Access Station to meet with WDC Associates. Due to failure of the recorder at the meeting; there are no minutes of this report. If some become available, the minutes will be amended.

CIVIL SERVICE AND EMPLOYEE RELATIONS- Mr. Levo, Chairman

The Employee Relations/Civil Service Committee met at the law offices of Mr. Koogler with all committee members present. Mr. Levo stated President Donley placed a new piece of policy in the Committee. There were three other items from earlier in the year that had not been cleared.

Mr. Levo and Mr. Shoemaker had reviewed the policy regarding an employee's early return to work following an injury and had no issue with it. Mr. Koogler stated he thought counsel should review the policy first. Mr. Levo said the city was under a tight December deadline to adopt the policy. Although counsel review may be a good idea, they needed to move to recommend it at the November meeting. Following discussion it was moved and seconded that "Upon review and approval of the City Law Director, the Policy be recommended to Council for passage". Passed.

Mr. Levo stated he thought the items showing as outstanding in the Finance and Employee Relations Committees had been addressed and recommended to approval. He had found action taken on all of these items in the February and April meetings. The Finance Committee discussed this earlier in the day and at that time Mr. Koogler said he would ask the Law Director to prepare legislation to clear the items.

Mr. Koogler said the Finance Committee felt this late in the year it would be unfair to make the affected employees to use their two additional personal days before the end of 2006. Following discussion it was decided to allow those days to be carried over to the end of the first quarter 2007. Excepting 2007, future days must be taken by December 31 in the year earned, they cannot accumulate, and pay cannot be received in exchange for unused days. In lay terms, "use them or lose them". The Finance Committee approved this change. All Employee Relations Committee members were in agreement to accept the modification and recommend it to full council.

With no further business to bring forward, discussion centered about making sure Committee recommended legislation or policy is acted upon in a timely manner. Therefore future Committee actions will be broken out of the monthly committee report for individual action by the full Council. All members were in agreement.

With no additional matters to discuss, the meeting was adjourned. Respectfully submitted, John P Levo, Committee Chairman

STREET & SAFETY COMMITTEE- Mr. Walker, Chairman

The Street & Safety Committee are recommending that a person should be hired part-time to work as a "Utility Officer". The person would work 10-30 hours a week, receive no benefits, wear a uniform (not police uniform), report directly to the Safety-Service Director and for a trial period of six months. Request this remain in committee to determine a price per hour and develop a job description.

Mr. Rick Kisling is moving his business to the old 84 Lumber property and is requesting a driveway cut. Mr. Chambers made a motion to approve and Mrs. Parr seconded the motion with all members voting yea.

The problems at Pea Ridge and State Route 73 have been handled. The problems at the Skate Park are tabled until next spring.

UTILITIES COMMITTEE- Mr. Shoemaker, Chairman

The committee of Dave Shoemaker, Tim Young and Kevin Chambers met on November 8, 2006. Also present were Safety-Service Director Ralph Holt.

Items discussed were: Amending Ordinance No. 2006-8 by adding a landlord clause stating that a landlord who has water taps placed in his name for his tenants, shall be required to furnish the names of tenants once a year to the Hillsboro City Income Tax Department.

Tim Young gave a report to committee members regarding information he is gathering on future repair and maintenance of Storm Water Sewers. These items will be discussed later as more information becomes available. Respectfully submitted by, Dave Shoemaker, Utilities Committee Chairman

ZONING AND ANNEXATION COMMITTEE- Mr. Young, Chairman

There has been no meeting but Ralph and I drove around the city and took pictures of vacant and distressed properties for the CRA. I also talked to Kirby and she was in the process of printing the pictures and attaching addresses to them.

COMMUNITY ENHANCEMENT COMMITTEE- Mrs. Parr, Chairman

I don't have anything at this time.

UNFINISHED BUSINESS-None

SECOND READING OF ORDINANCES AND RESOLUTIONS-

1. RES. 06-49 – A RESOLUTION TO ADOPT POLICY GOVERNING THE USE OF CITY OWNED VEHICLES BY EMPLOYEES AND ELECTED OFFICIALS- A motion to table this resolution was made by Mr. Koogler and seconded by Mr. Levo with all members of Council voting yea. Resolution tabled.

FIRST READING OF ORDINANCES AND RESOLUTIONS-

RES. 06-51 - A RESOLUTION TO INCREASE APPROPRIATIONS IN CERTAIN FUNDS- The clerk read the resolution in full for a first reading. Mr. Koogler made a motion to suspend the three-reading rule and Mr. Levo seconded the motion with all members voting yea. Mr. Walker made a motion to pass the resolution and Mr. Koogler seconded the motion with all members voting yea. Resolution passed.

RES. 06-52 – A RESOLUTION TO INCREASE APPROPRIATIONS IN DRUG LAW ENFORCEMENT FUND- The clerk read the resolution in full for a first reading. Mr. Walker made the motion to suspend the three-reading rule and Mr. Shoemaker seconded the motion with all members voting yea. Mr. Young made a motion to adopt the resolution and Mr. Koogler seconded the motion. All members voted yea and resolution adopted.

RES. 06-53 – A RESOLUTION TO AMEND THE CELLULAR TELEPHONE USE POLICY- The clerk read the resolution in full for a first reading. Mr. Koogler made a motion to suspend the three-reading rule and Mr. Chambers seconded the motion. All members voted yea. Mr. Koogler made a motion to adopt the resolution and Mr. Chambers seconded the motion with all members voting yea. Resolution passed.

ORD. 2006-10 – AN ORDINANCE TO APPROVE THE ANNEXATION OF TERRITORY- The clerk read the ordinance in full for a first reading. Mr. Walker made a motion to suspend the three-reading rule and Mr. Koogler seconded the motion. All

members voted yea. Mr. Koogler made a motion to adopt the ordinance and Mr. Chambers seconded the motion with all members voting yea. Ordinance adopted.

ORD. 2006-11 – AN ORDINANCE TO PROVIDE TWO PERSONAL DAYS TO CERTAIN NON-COLLECTIVELY BARGAINED EMPLOYEES AND TO DECLARE AN EMERGENCY- The clerk read the ordinance in full for a first. Mr. Koogler made a motion to amend paragraph C to include “except days acquired in 2006 shall be carried over to calendar year 2007 and must be used by the end of March 2007.” Mr. Shoemaker seconded the motion and all members voted yea. Mr. Koogler made a motion to suspend the three-reading rule and Mr. Shoemaker seconded the motion. All members voted yea. Mr. Koogler made a motion to approve the ordinance and Mr. Shoemaker seconded the motion with all members voting yea. Ordinance passed.

ORD. 2006-12 – AN ORDINANCE TO PROVIDE REIMBURSEMENT FOR EMPLOYEES ELECTING TO NOT UTILIZE THE CITY’S HEALTH INSURANCE- The clerk read the ordinance in full for a first reading. Mr. Koogler made a motion to suspend the three-reading rule and Mr. Levo seconded the motion. All members voted yea. Mr. Koogler made a motion to approve the ordinance and Mr. Levo seconded the motion with all members of council voting yea. Ordinance approved.

ORD. 2006-13 – AN ORDINANCE TO AMEND THE PAY OF CERTAIN NON-COLLECTIVELY BARGAINED EMPLOYEES AND TO DECLARE AN EMERGENCY- The clerk read the ordinance in full for a first reading. Mr. Koogler made a motion to suspend the three-reading rule and Mrs. Parr seconded the motion. All council members voted yea. Mr. Koogler made a motion to approve the ordinance and Mrs. Parr seconded the motion will all council members voting yea. Ordinance approved.

NEW BUSINESS:

With no further business to come before the council; a motion to adjourn was made by Mrs. Parr. Meeting adjourned.

Richard Donley, Council President

Beverly Brown, Clerk of Council